



Council Meeting Agenda

OCTOBER 28, 2015
CITY COUNCIL CHAMBERS
3:30 P.M. Closed Session; 4:30 P.M. Regular Session
201 N. Broadway, Escondido, CA 92025

MAYOR	Sam Abed
DEPUTY MAYOR	Michael Morasco
COUNCIL MEMBERS	Olga Diaz Ed Gallo John Masson
CITY MANAGER	Clay Phillips
CITY CLERK	Diane Halverson
CITY ATTORNEY	Jeffrey Epp
DIRECTOR OF COMMUNITY DEVELOPMENT	Jay Petrek
DIRECTOR OF PUBLIC WORKS	Ed Domingue

ELECTRONIC MEDIA:

Electronic media which members of the public wish to be used during any public comment period should be submitted to the City Clerk's Office at least 24 hours prior to the Council meeting at which it is to be shown.

The electronic media will be subject to a virus scan and must be compatible with the City's existing system. The media must be labeled with the name of the speaker, the comment period during which the media is to be played and contact information for the person presenting the media.

The time necessary to present any electronic media is considered part of the maximum time limit provided to speakers. City staff will queue the electronic information when the public member is called upon to speak. Materials shown to the Council during the meeting are part of the public record and may be retained by the Clerk.

The City of Escondido is not responsible for the content of any material presented, and the presentation and content of electronic media shall be subject to the same responsibilities regarding decorum and presentation as are applicable to live presentations.



Council Meeting Agenda

**October 28, 2015
3:30 P.M. Meeting**

Escondido City Council

CALL TO ORDER

ROLL CALL: Diaz, Gallo, Masson, Morasco, Abed

ORAL COMMUNICATIONS

In addition to speaking during particular agenda items, the public may address the Council on any item which is not on the agenda provided the item is within the subject matter jurisdiction of the City Council. State law prohibits the Council from discussing or taking action on such items, but the matter may be referred to the City Manager/staff or scheduled on a subsequent agenda. (Please refer to the back page of the agenda for instructions.) Speakers are limited to only one opportunity to address the Council under Oral Communications.

CLOSED SESSION: (COUNCIL/SUCCESSOR AGENCY/RRB)

- I. PUBLIC EMPLOYEE APPOINTMENT (Government Code §54957)**
- City Manager

ADJOURNMENT



Council Meeting Agenda

**October 28, 2015
4:30 P.M. Meeting**

Escondido City Council

CALL TO ORDER

MOMENT OF REFLECTION:

City Council agendas allow an opportunity for a moment of silence and reflection at the beginning of the evening meeting. The City does not participate in the selection of speakers for this portion of the agenda, and does not endorse or sanction any remarks made by individuals during this time. If you wish to be recognized during this portion of the agenda, please notify the City Clerk in advance.

FLAG SALUTE

ROLL CALL: Diaz, Gallo, Masson, Morasco, Abed

PRESENTATIONS: SANDAG

ORAL COMMUNICATIONS

The public may address the Council on any item that is not on the agenda and that is within the subject matter jurisdiction of the legislative body. State law prohibits the Council from discussing or taking action on such items, but the matter may be referred to the City Manager/staff or scheduled on a subsequent agenda. (Please refer to the back page of the agenda for instructions.) NOTE: Depending on the number of requests, comments may be reduced to less than 3 minutes per speaker and limited to a total of 15 minutes. Any remaining speakers will be heard during Oral Communications at the end of the meeting.

CONSENT CALENDAR

Items on the Consent Calendar are not discussed individually and are approved in a single motion. However, Council members always have the option to have an item considered separately, either on their own request or at the request of staff or a member of the public.

1. **AFFIDAVITS OF PUBLICATION, MAILING AND POSTING (COUNCIL/SUCCESSOR AGENCY/RRB)**
2. **APPROVAL OF WARRANT REGISTER (Council/Successor Agency)**
3. **[APPROVAL OF MINUTES: Regular Meeting of October 7, 2015](#)**

4. **[RESOLUTION TO AUTHORIZE INITIATION OF AN OUT-OF-AGENCY SEWER SERVICE AGREEMENT, CASE NO. PHG 15-0034, 644 NORTH AVENUE -](#)**

Request Council approve authorizing an application to LAFCO for an Out-of-Agency Sewer Service Agreement for connection to the City's sewer; authorize staff to process an Irrevocable Offer of Annexation; and authorize execution of agreements with the property owners to implement the service.

Staff Recommendation: **Approval (Community Development Department: Jay Petrek)**

RESOLUTION NO. 2015-185

5. **[UPDATE TO TRUCK ROUTES -](#)**

Request Council approve authorizing the City Engineer to update the traffic schedule for truck routes to add portions of Second Avenue and Washington Avenue, and remove Grand Avenue from the list of established truck routes.

Staff Recommendation: **Approval (Public Works Department/Engineering: Ed Domingue)**

RESOLUTION NO. 2015-184

6. **[NOTICE OF COMPLETION FOR ESCONDIDO TRACT SUB 12-0014, LOCATED AT 537 NORTH ELM STREET \(SAN DIEGO HABITAT FOR HUMANITY\) -](#)**

Request Council approve and accept the public improvements and authorize staff to file a Notice of Completion for Tract SUB 12-0014, located at 537 North Elm Street (San Diego Habitat for Humanity).

Staff Recommendation: **Approval (Public Works Department/Engineering: Ed Domingue)**

7. **[FIRST AMENDMENT TO LEASE AGREEMENT WITH CHARROS DE EL CABALLO PARK AT 3400 VALLEY CENTER ROAD \(POR.\) -](#)**

Request Council approve authorizing the Real Property Manager and City Clerk to execute a First Amendment to the Lease Agreement with Charros de El Caballo Park at 3400 Valley Center Road (Por.). **THIS ITEM IS CONTINUED FROM OCTOBER 21, 2015.**

Staff Recommendation: **Approval (City Manager's Office: Joyce Masterson/Debra Lundy)**

RESOLUTION NO. 2015-181

CONSENT – RESOLUTIONS AND ORDINANCES (COUNCIL/SUCCESSOR AGENCY/RRB)

The following Resolutions and Ordinances were heard and acted upon by the City Council/Successor Agency/RRB at a previous City Council/Successor Agency/Mobilehome Rent Review meeting. (The title of Ordinances listed on the Consent Calendar are deemed to have been read and further reading waived.)

PUBLIC HEARINGS

8. [CONDUCT A PUBLIC HEARING TO CONSIDER RESOLUTIONS OF NECESSITY FOR EMINENT DOMAIN FOR THE EAST VALLEY PARKWAY/VALLEY CENTER ROAD PROJECT - ASSESSOR PARCEL NUMBERS: 240-020-23 \[SERRATO\]; 240-011-01 \[TOSCANO\]; 240-011-03 \[HEATH\]; AND 240-301-09 \[JAUREGUI\] -](#)
Request Council approve authorizing the eminent domain proceedings and direct the City Attorney to commence actions in the Superior Court for the purpose of acquiring said real property. **THIS ITEM IS CONTINUED FROM OCTOBER 21, 2015.**
Staff Recommendation: **Approval (City Manager's Office: Joyce Masterson/Debra Lundy)**
A) RESOLUTION NO. 2015-176 B) RESOLUTION NO. 2015-177
C) RESOLUTION NO. 2015-178 D) RESOLUTION NO. 2015-179

CURRENT BUSINESS

9. [FINANCIAL STATUS REPORT FOR FISCAL YEAR 2014/15 AND BUDGET ADJUSTMENT -](#)
Request Council receive and file the annual financial status report for Fiscal Year 2014/15; approve a budget adjustment; authorize the use of General Fund Reserves of \$258,340 to fund FY 2014/15 purchase order carryover requests and to transfer \$131,000 to the Reidy Creek Golf Course to cover a year-end shortfall; and approve a reduction in the transfer of funds to the Recreation Fund from the General Fund in the amount of \$136,000.
Staff Recommendation: **Approval (Finance Department: Sheryl Bennett)**
RESOLUTION NO. 2015-174

WORKSHOP

10. [2015/16 CITY COUNCIL ACTION PLAN - FISCAL MANAGEMENT -](#)
Request Council provide direction regarding the Fiscal Management goal of determining the appropriate size of Reserves for the City's General Fund based on an analysis of risk factors defined by the Government Finance Officers' Association.
Staff Recommendation: **Provide Direction (Finance Department: Sheryl Bennett)**

FUTURE AGENDA

11. [FUTURE AGENDA -](#)

The purpose of this item is to identify issues presently known to staff or which members of the Council wish to place on an upcoming City Council agenda. Council comment on these future agenda items is limited by California Government Code Section 54954.2 to clarifying questions, brief announcements, or requests for factual information in connection with an item when it is discussed.

Staff Recommendation: **None (City Clerk's Office: Diane Halverson)**

COUNCIL MEMBERS SUBCOMMITTEE REPORTS

CITY MANAGER'S UPDATE/BRIEFING

The most current information from the City Manager regarding Economic Development, Capital Improvement Projects, Public Safety and Community Development.

- [CITY MANAGER'S UPDATE -](#)

ORAL COMMUNICATIONS

The public may address the Council on any item that is not on the agenda and that is within the subject matter jurisdiction of the legislative body. State law prohibits the Council from discussing or taking action on such items, but the matter may be referred to the City Manager/staff or scheduled on a subsequent agenda. Speakers are limited to only one opportunity to address the Council under Oral Communications.

ADJOURNMENT

UPCOMING MEETING SCHEDULE				
Date	Day	Time	Meeting Type	Location
November 4	Wednesday	3:30 & 4:30 p.m.	Regular Meeting	Council Chambers
November 11	Wednesday	-	No Meeting	-
November 18	Wednesday	3:30 & 4:30 p.m.	Regular Meeting	Council Chambers
November 25	Wednesday	-	No Meeting	-

TO ADDRESS THE COUNCIL

The public may address the City Council on any agenda item. Please complete a Speaker's form and give it to the City Clerk. Submission of Speaker forms prior to the discussion of an item is highly encouraged. Comments are generally limited to 3 minutes.

If you wish to speak concerning an item not on the agenda, you may do so under "Oral Communications." Please complete a Speaker's form as noted above.

Nomination forms for Community Awards are available at the Escondido City Clerk's Office or at <http://www.escondido.org/city-clerks-office.aspx>

Handouts for the City Council should be given to the City Clerk. To address the Council, use the podium in the center of the Chambers, STATE YOUR NAME FOR THE RECORD and speak directly into the microphone.

AGENDA, STAFF REPORTS AND BACK-UP MATERIALS ARE AVAILABLE:

- Online at <http://www.escondido.org/meeting-agendas.aspx>
- In the City Clerk's Office at City Hall
- In the Library (239 S. Kalmia) during regular business hours and
- Placed in the Council Chambers (See: City Clerk/Minutes Clerk) immediately before and during the Council meeting.

AVAILABILITY OF SUPPLEMENTAL MATERIALS AFTER AGENDA POSTING: Any supplemental writings or documents provided to the City Council regarding any item on this agenda will be made available for public inspection in the City Clerk's Office located at 201 N. Broadway during normal business hours, or in the Council Chambers while the meeting is in session.

LIVE BROADCAST

Council meetings are broadcast live on Cox Cable Channel 19 and U-verse Channel 99 – Escondido Gov TV. They can also be viewed the following Sunday and Monday evenings at 6:00 p.m. on those same channels. The Council meetings are also available live via the Internet by accessing the City's website at www.escondido.org, and clicking the "Live Streaming –City Council Meeting now in progress" button on the home page.

Please turn off all cellular phones and pagers while the meeting is in session.

**The City Council is scheduled to meet the first four Wednesdays
of the month at 3:30 in Closed Session and 4:30 in Open Session.
(Verify schedule with City Clerk's Office)**

**Members of the Council also sit as the Successor Agency to the CDC, Escondido Joint Powers
Financing Authority and the Mobilehome Rent Review Board.**

**CITY HALL HOURS OF OPERATION
Monday-Friday 8:00 a.m. to 5:00 p.m.**



If you need special assistance to participate in this meeting, please contact our ADA Coordinator at 839-4643. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility.

Listening devices are available for the hearing impaired – please see the City Clerk.

CITY OF ESCONDIDO
October 7, 2015
3:30 P.M. Meeting Minutes
Escondido City Council

CALL TO ORDER

The Regular Meeting of the Escondido City Council was called to order at 3:28 p.m. on Wednesday, October 7, 2015 in the Council Chambers at City Hall with Mayor Abed presiding.

ATTENDANCE:

The following members were present: Councilmember Ed Gallo, Councilmember John Masson, Deputy Mayor Michael Morasco, and Mayor Sam Abed. Quorum present. Councilmember Diaz arrived at 3:34 p.m.

ORAL COMMUNICATIONS

Bob Crowe, Escondido, commented that the judge's orders to void the Citizen's Initiative should be appealed.

Rick Elkin, Escondido, expressed concern with future development of the Escondido Country Club.

Brian Fieldman, Escondido, questioned if the Escondido Country Club community will have input regarding future development

CLOSED SESSION: (COUNCIL/SUCCESSOR AGENCY/RRB)

MOTION: Moved by Councilmember Gallo and Seconded by Councilmember Diaz to recess to Closed Session. Motion carried unanimously.

I. CONFERENCE WITH LEGAL COUNSEL-- EXISTING LITIGATION (Government Code 54956.9(d)(1))

Case Name: Stuck in the Rough, LLC v. City of Escondido, et al.
Case No: 37-2013-00074375-CU-WM-NC

II. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code §54956.8)

- a. **Property:** A parcel on the north side of West Valley Parkway between City Hall and the CCAE, APN 229-372-20
- City Negotiator:** Graham Mitchell, Assistant City Manager
- Negotiating Parties:** The City of Escondido and Craig Clark
- Under Negotiation:** Price and Terms of Agreement

ADJOURNMENT

Mayor Abed adjourned the meeting at 4:48 p.m.

MAYOR

CITY CLERK

MINUTES CLERK

CITY OF ESCONDIDO
October 7, 2015
4:30 P.M. Meeting Minutes

Escondido City Council

CALL TO ORDER

The Regular Meeting of the Escondido City Council was called to order at 4:49 p.m. on Wednesday, October 7, 2015 in the Council Chambers at City Hall with Mayor Abed presiding.

MOMENT OF REFLECTION

FLAG SALUTE

Mayor Abed led the Flag Salute.

ATTENDANCE:

The following members were present: Councilmember Olga Diaz, Councilmember Ed Gallo, Councilmember John Masson, Deputy Mayor Michael Morasco, and Mayor Sam Abed. Quorum present.

Also present were: Graham Mitchell, Assistant City Manager; Jeffrey Epp, City Attorney; Jay Petrek, Director of Community Development; Ed Domingue, Director of Public Works; Diane Halverson, City Clerk; and Jennifer Klein, Deputy City Clerk.

Jeffrey Epp, City Attorney, announced the City Council reached an agreement with Stuck in the Rough, LLC and recited the following terms:

Background Recitals in the Agreement:

Identifies the property, pre-August 13, 2013 general plan designation as Urban 1: Up to 5.5 du/acre, zoned R-1-7, and acquired by Sitr on December 6, 2012. ECCHO Open Space Park Initiative adopted by Council in response to initiative petition. Litigation filed with subsequent motions and hearings. Application for 270 home project filed, determined incomplete;

Procedural Steps

City and Sitr execute a "stipulation" for Judgment in the litigation.

Both parties accept the prior court ruling invalidating the Open Space-Park Initiative, and no further action repealing the ordinance is necessary.

Sitr dismisses all remaining portions of the litigation, including the takings claim.

Each side bears their own costs and attorney fees.

Judgment would then be entered by the court and the case would be over.

Sitr

- Sitr withdraws the 2015 application for 270 homes; fees either credited or reimbursed
- Sitr "intends to work with a homebuilder to act as the lead representative on any future development application for the Property..." At present "Sitr is negotiating with KB Home, Zephyr, and California West Communities..." Sitr "agrees that it will not be the applicant on any future development

application, but retains the right to determine the selected developer...either from one of the foregoing entities or another experienced developer of residential communities....”

- The selected developer will “act on its behalf in submitting and processing any land use applications, including interface with the City, neighborhood outreach, and community involvement....”
- The Parties “recognize the importance of community involvement in a successful development, and shall engage in reasonable efforts to facilitate such involvement....”
- SITR “retains discretion to control any new application for development....but shall consider proposals from the community for economically feasible development....”

The City

- The City agrees to “fairly and promptly process any application in accordance with all applicable laws...”
- Retains “its full range of police power and authority as provided by law...”
- Any application “...must be processed in accordance with CEQA, the Planning and Zoning Law, the Subdivision Map Act, and any other applicable laws.”

ORAL COMMUNICATIONS

Mike Arnette, Escondido, expressed concerned with aesthetics of the Escondido Country Club, such as the fence, while waiting for the new development.

Renee Glotzbach, Escondido, provided information on recent DUIs.

Efren Garcia, Escondido, President of Rose to Foxdale Neighborhood Group, provided information regarding the neighborhood group and expressed concern about parking issues.

Kenneth Kestner, Escondido, commented on recent experiences with the Escondido Police Department.

CONSENT CALENDAR

MOTION: Moved by Councilmember Gallo and seconded by Councilmember Masson to approve the following Consent Calendar items. Motion carried unanimously.

1. **AFFIDAVITS OF PUBLICATION, MAILING AND POSTING (COUNCIL/SUCCESSOR AGENCY/RRB)**
2. **APPROVAL OF WARRANT REGISTER (Council/Successor Agency)**
3. **APPROVAL OF MINUTES: Regular Meeting of September 23, 2015**
4. **AMENDMENT OF ESCONDIDO MUNICIPAL CODE CHAPTER 1A ADMINISTRATIVE REMEDIES -**

Request Council approve an amendment to the Escondido Municipal Code to improve the tools available to enforcement officers and to update the City's administrative citation procedures. (File No. 0680-50)

Staff Recommendation: **Approval (City Attorney's Office: Jeffrey Epp)**

ORDINANCE NO. 2015-19 (First Reading and Introduction)

CONSENT – RESOLUTIONS AND ORDINANCES (COUNCIL/SUCCESSOR AGENCY/RRB)

The following Resolutions and Ordinances were heard and acted upon by the City Council/Successor Agency/RRB at a previous City Council/Successor Agency/Mobilehome Rent Review meeting. (The title of Ordinances listed on the Consent Calendar are deemed to have been read and further reading waived.)

PUBLIC HEARINGS

5. **AUTHORIZE AN ENERGY SERVICE CONTRACT FOR ENERGY DEMAND REDUCTION AT MULTIPLE CITY FACILITIES -**

Request Council approve authorizing the Mayor and City Clerk to execute a ten-year Energy Service Contract with Green Charge Networks to install and maintain a battery powered energy storage system to reduce the demand charge at multiple City facilities. Resolution No. 2015-144 also finds that the anticipated costs to the City for services provided under the Contract will be less than the anticipated marginal cost of the electricity that would have been consumed by the City in the absence of the Contract. (File No. 0600-10)

Staff Recommendation: **Approval (Public Works Department: Ed Domingue)**

RESOLUTION NO. 2015-144

Richard O'Donnell, Deputy Director of Public Works/Maintenance, presented the staff report, utilizing a PowerPoint presentation.

MOTION: Moved by Councilmember Gallo and seconded by Councilmember Diaz to approve authorizing the Mayor and City Clerk to execute a ten-year Energy Service Contract with Green Charge Networks to install and maintain a battery powered energy storage system to reduce the demand charge at multiple City facilities and adopt Resolution No. 2015-144. Resolution No. 2015-144 also finds that the anticipated costs to the City for services provided under the Contract will be less than the anticipated marginal cost of the electricity that would have been consumed by the City in the absence of the Contract. Motion carried unanimously.

CURRENT BUSINESS

6. BUDGET ADJUSTMENT REQUEST AND APPROVAL OF CHANGE ORDERS FOR THE RECYCLED WATER EASTERLY MAIN EXTENSION PROJECT (BROADWAY TO CITRUS) -

Request Council approve a budget adjustment in the amount of \$980,000 to Capital Improvement Program (CIP) No. 801201 (Recycled Water Easterly Main Extension) from the Wastewater Fund Operating, Debt, and CIP Reserve and authorize an amendment to the contract with MNR Construction, Inc. not to exceed \$1,263,258.91 (20.13% over the original contract amount of \$6,276,000). (File No. 0430-80)

Staff Recommendation: **Approval (Utilities Department: Christopher W. McKinney)**

RESOLUTION NO. 2015-169

Chris McKinney, Director of Utilities, and Randy Manns, Utilities Construction Project Manager, presented staff report, utilizing a PowerPoint presentation.

MOTION: Moved by Councilmember Diaz and seconded by Deputy Mayor Morasco to approve a budget adjustment in the amount of \$980,000 to Capital Improvement Program (CIP) No. 801201 (Recycled Water Easterly Main Extension) from the Wastewater Fund Operating, Debt, and CIP Reserve and authorize an amendment to the contract with MNR Construction, Inc. not to exceed \$1,263,258.91 (20.13% over the original contract amount of \$6,276,000) and adopt Resolution No. 2015-169. Motion carried unanimously.

7. MILITARY TRIBUTE AND GRAPE DAY PARK MONUMENTS -

Council discussion regarding maintenance for the Military Tribute and other Grape Day Park monuments. (File No. 1110-40)

Staff Recommendation: **None (Councilmember Gallo and Deputy Mayor Morasco)**

Jay Petrek, Director of Community Development, presented information, utilizing a PowerPoint presentation.

Matthew Foster, Escondido, stated that members of the Veterans of Foreign Wars were interested in maintaining the Military Tribute and Grape Day Park Monuments.

MOTION: Moved by Councilmember Gallo and seconded by Councilmember Masson to approve including the Military Tribute and Grape Day Park Monument in the Public Art Program for necessary funding on any future maintenance and repairs. Representatives from the Veterans of Foreign Wars volunteered to perform ongoing maintenance as part of their service to the community.

FUTURE AGENDA

8. FUTURE AGENDA -

The purpose of this item is to identify issues presently known to staff or which members of the Council wish to place on an upcoming City Council agenda. Council comment on these future agenda items is limited by California Government Code Section 54954.2 to clarifying questions, brief announcements, or requests for factual information in connection with an item when it is discussed.

Staff Recommendation: **None (City Clerk's Office: Diane Halverson)**

COUNCIL MEMBERS SUBCOMMITTEE REPORTS

Deputy Mayor Morasco reported on Regional Solid Waste Association and shared information on new laws with regards to recycling and organic waste.

Councilmember Masson attended the League of California Cities Conference and shared information on three resolutions that were approved.

Mayor Abed reported that SANDAG completed an EIR regarding public transportation; reported that LAFCO approved annexation of the Oak Creek Project; and shared information regarding the airport upgrade and expansion project.

CITY MANAGER'S UPDATE/BRIEFING

The most current information from the City Manager regarding Economic Development, Capital Improvement Projects, Public Safety and Community Development.

- **CITY MANAGER'S UPDATE -**

ORAL COMMUNICATIONS

ADJOURNMENT

Mayor Abed adjourned the meeting at 6:16 p.m.

MAYOR

CITY CLERK

MINUTES CLERK

CITY COUNCIL

For City Clerk's Use:

APPROVED **DENIED**

Reso No. _____ File No. _____

Ord No. _____

Agenda Item No.: 4

Date: October 28, 2015

TO: Honorable Mayor and Members of the City Council

FROM: Jay Petrek, Director of Community Development

SUBJECT: Resolution to Authorize Initiation of an Out-of-Agency Sewer Service Agreement, Case No.: PHG15-0034, 644 North Avenue

RECOMMENDATION:

It is requested that Council adopt Resolution 2015-185 to authorize an application to LAFCO for an Out-of-Agency Sewer Service Agreement for connection to the City's sewer, and authorize staff to process an Irrevocable Offer of Annexation and authorize execution of agreements with the property owners to implement the service.

PROJECT DESCRIPTION:

A request for an Out-of-Agency Service Agreement, including an Irrevocable Offer of Annexation, for the provision of sewer service for one single family residence on a 0.293 acre lot experiencing septic failure at 644 North Avenue (APN 224-331-1400).

FISCAL ANALYSIS:

The property owner will be required to pay fees to cover all administrative costs and staff time for processing the extension of sewer service. The applicant would pay a fair share cost of future annexation. Although the entire North Avenue roadway is within the City, there are no existing street improvements to City standards along the north side. Council may consider requiring this and future applicants to agree to become part of a future Assessment District.

BACKGROUND:

The present applicant has a letter from the County's Department of Environmental Health (DEH), documenting eminent failure of the existing residence's septic system. An existing City sewer line with adequate capacity runs in front of the subject property along North Avenue. Because LAFCO now requires a resolution of action, staff is requesting that the Council adopt Resolution No. 2015-185 authorizing staff to submit an application to LAFCO for an Out-of-Agency Service Agreement in order to receive emergency connection to sewer service and to process an Irrevocable Offer of Annexation, and authorize execution of a separate agreement with the owners regarding the details of the service.

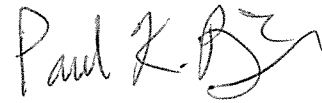
Resolution to Document Initiation of an Out-of-Agency Sewer Service Agreement,
Case No.: PHG15-0034
October 28, 2015
Page 2

This is the third County property adjacent to North Avenue to come to Council with a DEH letter and request for sewer service since December of 2012. Planning believes other properties in the area are also experiencing septic problems and may come forward with similar requests. These include properties on Laurashawn Lane, which lack sewer lines as well as street improvements to City standards. Staff recommends including with these Out-of-Agency Sewer connections, an agreement similar to an Irrevocable Offer of Annexation, including a commitment that the property owner will support any future Assessment District that might be established for public improvements in the area, as well as other details regarding the provision of service.

Respectfully submitted,



Jay Petrek
Director of Community Development



Paul K. Bingham
Assistant Planner II

RESOLUTION NO. 2015-185

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ESCONDIDO, CALIFORNIA, AUTHORIZING AN APPLICATION TO THE LOCAL AGENCY FORMATION COMMISSION FOR OUT-OF-AGENCY SERVICE, AN IRREVOCABLE OFFER OF ANNEXATION, AND AUTHORIZING AN AGREEMENT FOR PROVIDING SUCH SERVICE FOR PROPERTY ADDRESSED AS 644 NORTH AVENUE, APN 224-331-1400

Planning Case No. PHG15-0034

WHEREAS, the City Council of the City of Escondido desires to submit an application for the hereafter described out-of-agency service agreement and irrevocable offer of annexation; and

WHEREAS, Pursuant to CEQA Section 15319(a), "Annexation of Existing Facilities and lots for Exempt Facilities," the project is Categorically Exempt.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Escondido, as follows:

1. That the above recitations are true.
2. That the application and proposal is hereby made to the Local Agency Formation Commission of the County of San Diego for the following out-of-agency service agreement and irrevocable offer of annexation:
 - a. This proposal is made pursuant to the Cortese/Knox/Hertzberg Local Government Reorganization Act of 2000, Division 3, commencing with section 56000 of the Government Code of the State of California.
 - b. The following changes of organization are proposed:
 - 1) Out-of-agency service agreement and irrevocable offer of

annexation of territory shown in Exhibit "A" and legally described on Exhibit "B," both of which are attached to this resolution and incorporated by these references; and

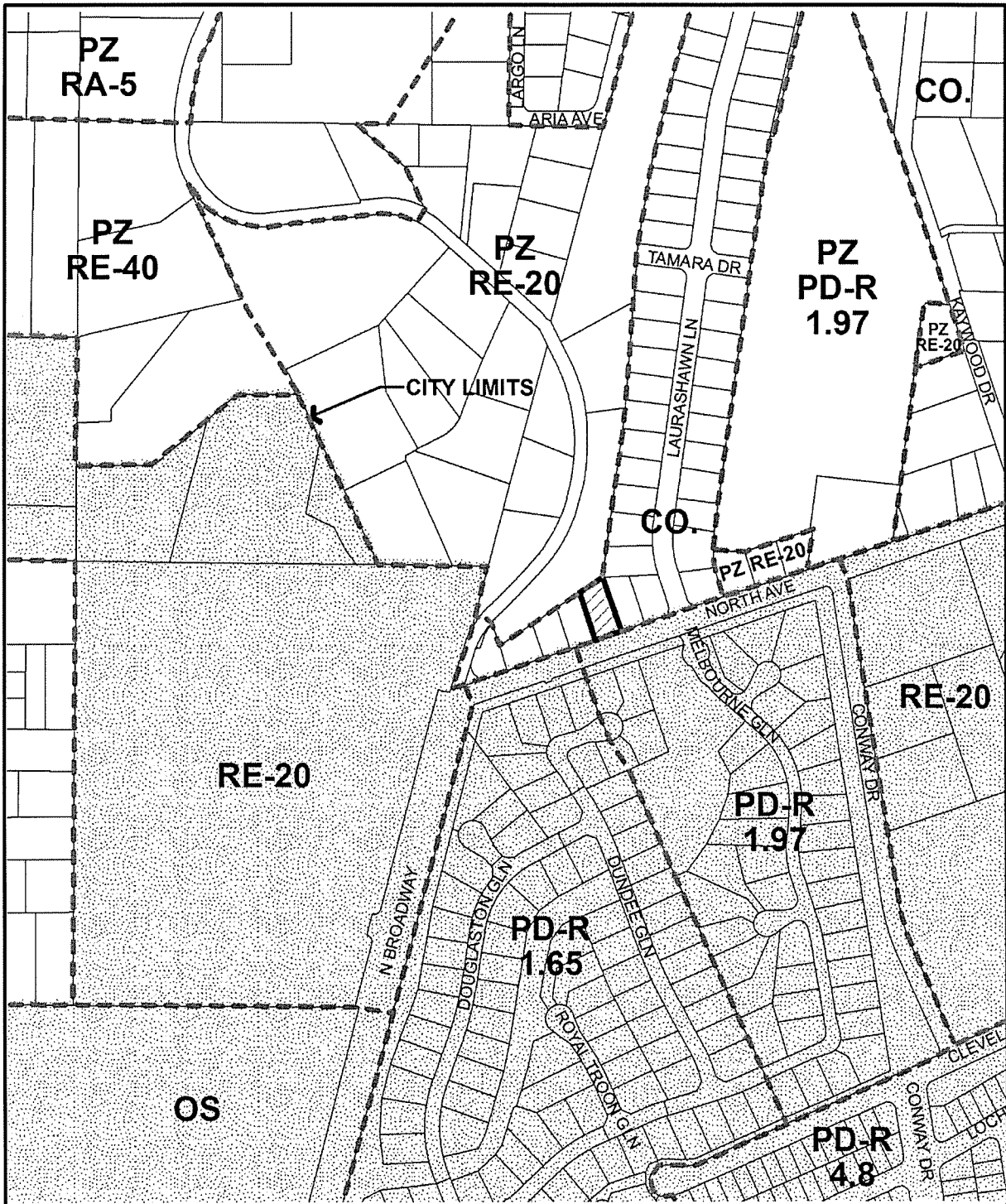
c. This out-of-agency service agreement and irrevocable offer of annexation is necessary in order for the area to receive urban services available from the City of Escondido.

d. The Local Agency Formation Commission of the County of San Diego is hereby requested to undertake proceedings for the out-of-agency service agreement and irrevocable offer of annexation proposed herein.

3. That the City Council of the City of Escondido hereby requests the Local Agency Formation Commission of the County of San Diego to designate the City of Escondido as conducting agency, and that the City of Escondido be authorized to order the proposed out-of-agency service agreement and irrevocable offer of annexation.

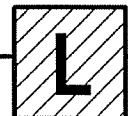
4. That the City Clerk of the City of Escondido is hereby authorized and directed to file a certified copy of this Resolution with the applicable fees required by Section 54902.5 of the California Government Code to the executive officer of the Local Agency Formation Commission of the County of San Diego.

5. That the Director of Utilities or his designee is authorized to execute an agreement with the property owners of 644 North Avenue providing for future annexation, future participation in assessment districts, and other details regarding service, subject to approval as to form by the City Attorney.



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**NORTH AVENUE-LOZANO
 OUT-OF-AGENCY SERVICE AGREEMENT AND
 IRREVOCABLE OFFER TO ANNEX PHG 15-0034**



LOCATION/ZONING

Exhibit "B"
Legal Description

Property: 644 North Avenue, Escondido, CA 92026

LEGAL DESCRIPTION FOR APN 224-331-1400:

Lot 4 of Las Lomas Ranchos Unit No. 1, in the City of Escondido, County of San Diego, State of California, according to the Map thereof No. 5151, filed in the office of the County Recorder of San Diego, April 5, 1963.

CITY COUNCIL

For City Clerk's Use:

APPROVED DENIED

Reso No. _____ File No. _____

Ord No. _____

Agenda Item No.: 5

Date: October 28, 2015

TO: Honorable Mayor and Members of the City Council

FROM: Edward N. Domingue, Public Works Director/City Engineer
Ali M. Shahzad, Associate Engineer

SUBJECT: Update to Truck Routes

RECOMMENDATION:

It is requested that Council adopt Resolution No. 2015-184 authorizing the City Engineer to update the traffic schedule for truck routes to add portions of 2nd Avenue and Washington Avenue, and remove Grand Avenue from the list of established truck routes, as shown in Exhibit A.

FISCAL ANALYSIS:

Funds are available in the Traffic Infrastructure budget to pay for the cost of installation of signage as necessary to identify the Truck Routes. Minor additional costs are expected for Escondido Police enforcement of the two additional routes.

ENVIROMENTAL:

The City Council certified and approved the Final Impact Report (EIR) for the comprehensive General Plan Update by Resolution No. 2012-53(R) on May 23, 2012. The EIR analyzed the General Plan's vehicular circulation system, which includes the streets proposed for truck routes.

PREVIOUS ACTION:

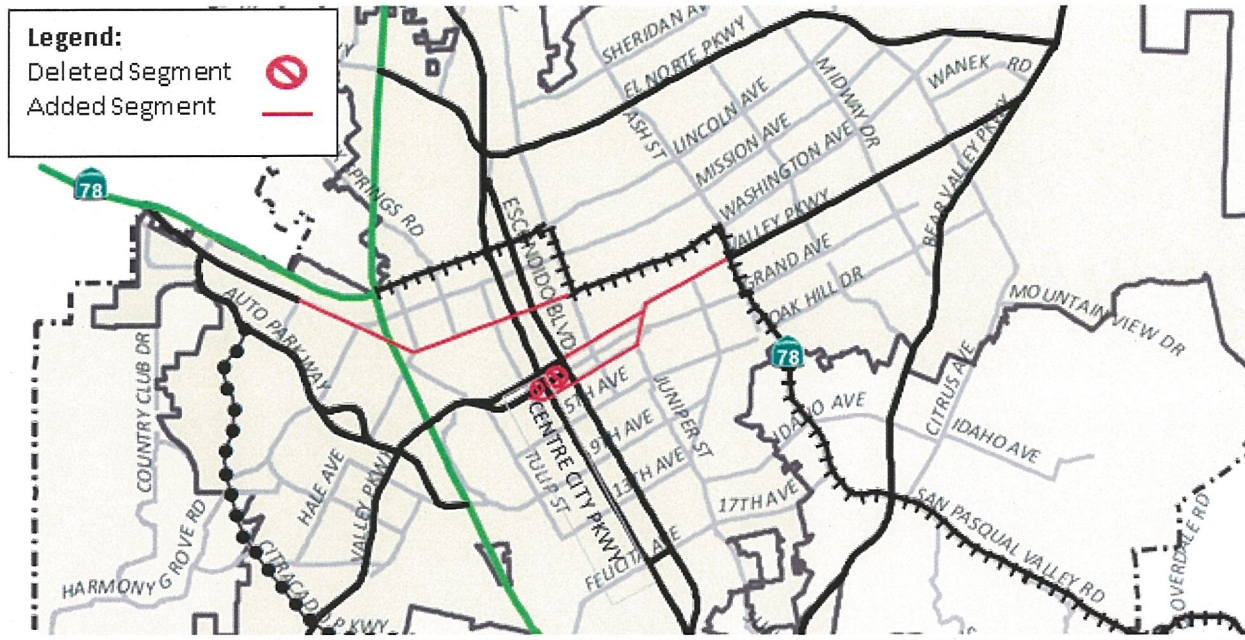
Escondido General Plan - Mobility and Infrastructure (Goods and Services Transport) adopted on May 23, 2012, identifies certain truck routes. The modified truck route plan was first approved on August 8, 2013. The latest modified Truck Route plan was then approved on April 9, 2015, by the Transportation and Community Safety Committee meeting.

BACKGROUND:

It is necessary to designate appropriate truck routes to ensure that trucks operate on streets that are designed to accommodate them. The purpose of the truck route is to prohibit trucks from cutting through residential streets when other streets are better designed to accommodate trucks. All routes included were evaluated in the General Plan. As a result, truck routes restrict through traffic to identified routes but do not preclude commercial vehicles from using non-truck routes when there is an authorized reason for deviating from the truck route.

City Council adopted truck routes on August 21, 2013. The Escondido Police Department and City Engineer have monitored and evaluated the adopted routes and recommend the following additions:

Truck Route Modifications

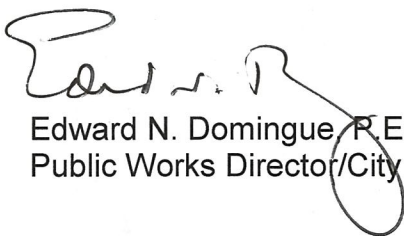


1. Add 2nd Avenue from Quince St. to Valley Parkway and Valley Parkway from Valley Blvd. to Escondido Blvd. to improve east-west connectivity.
2. Add Washington Avenue from Ash St. to Mission Avenue including Mission Road to Enterprise St. to improve east-west connectivity.
3. Remove Grand Avenue from Quince to Escondido Blvd. to eliminate the downtown shopping District that was inadvertently included.

The added routes are provided to improve connectivity to the State Route SR-78 and the Interstate Freeway I-15.

The City Engineer believes that placing appropriate signs on truck routes and prohibition signs on other streets frequented by cut-through commercial traffic will improve public safety and traffic flow.

Respectfully submitted,


Edward N. Domingue, P.E.
Public Works Director/City Engineer


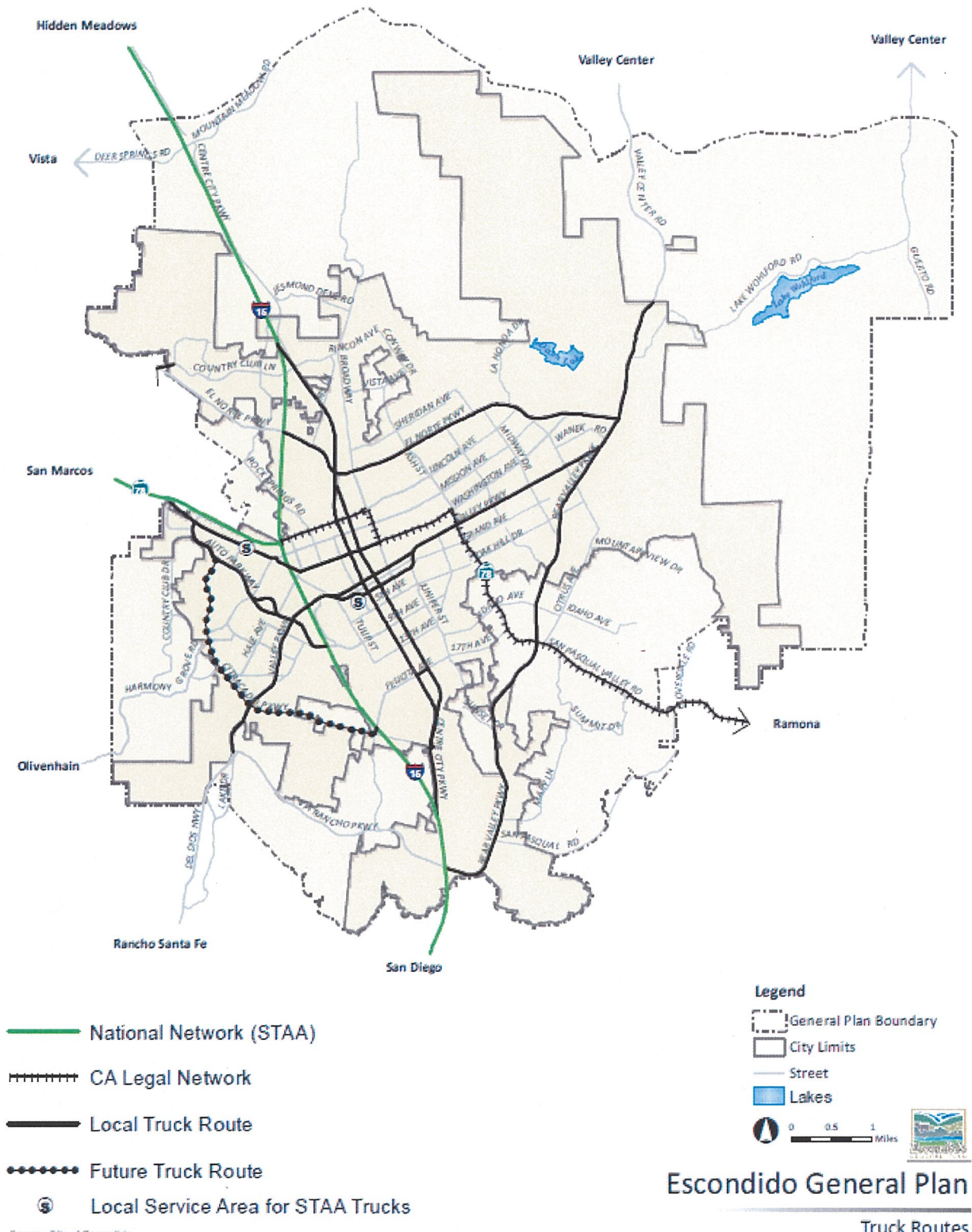

Ali M. Shahzad, P.E.
Associate Engineer

EXHIBIT A



Source: City of Escondido
 E:\GIS\Projects\Engineering\Shahzad0613\Truck Routes.mxd

RESOLUTION NO. 2015-184

A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF ESCONDIDO, CALIFORNIA,
TO AMEND THE TRAFFIC SCHEDULES FOR
THE TRUCK ROUTE SYSTEM

WHEREAS, the City Council of the City of Escondido adopted Resolution 2012-52 approving a comprehensive update of the City's General Plan on May 23, 2012; and

WHEREAS, the updated General Plan includes a Mobility and Infrastructure Element identifying certain streets of the Circulation Plan as 'Truck Routes' depicted in Exhibit "A," attached to this Resolution and incorporated by this reference; and

WHEREAS, the City Council of the City of Escondido certified and approved the Final Environmental Impact Report ("EIR") issued for the comprehensive General Plan Update by Resolution 2012-53(R) on May 23, 2012, that included the Mobility and Infrastructure Element; and

WHEREAS, California Vehicle Code Section 35701 provides that a city may prohibit the use of a street by certain commercial vehicles with specified exceptions; and

WHEREAS, California Vehicle Code Section 35701 provides that a city may prohibit the use of a street by certain commercial vehicles with specified exceptions; and

WHEREAS, the City Council adopted truck routes on August 08, 2013, by Ordinance No. 2013-06; and

WHEREAS, designated routes were monitored and evaluated by City Engineering and the Police Department who have recommended certain updates; and

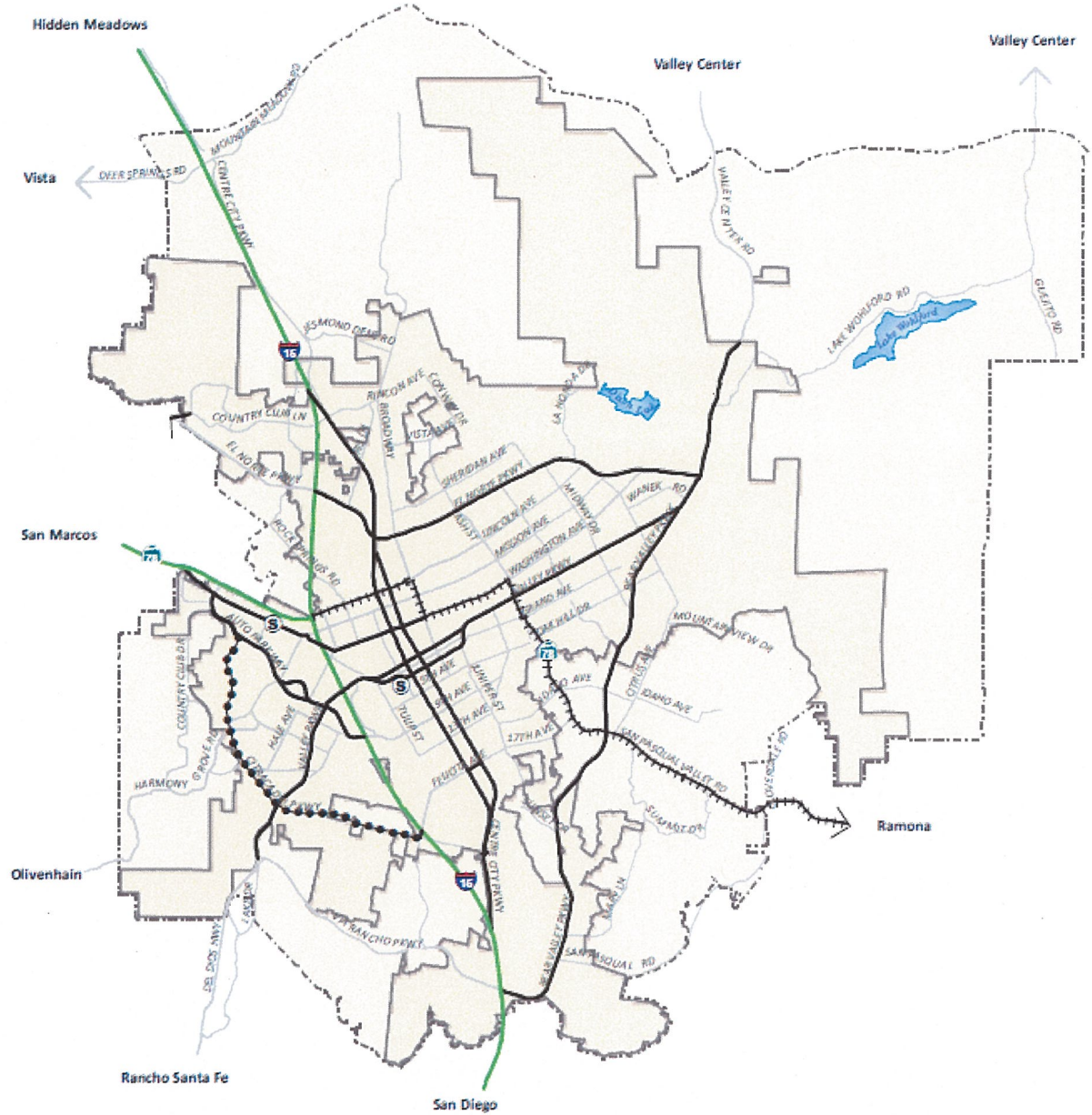
WHEREAS, Escondido Municipal Code Section 28-5 provides that the City Council establish a traffic schedule for Truck Routes; and






WHEREAS, the City Council desires at this time and deems it to be in the best public interest to amend said traffic schedules;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Escondido, California, as follows:





1. That the above recitations are true.
2. That the Traffic Schedule for truck routes be amended to be as shown in Exhibit "A."



Exhibit "A"



-  National Network (STAA)
-  CA Legal Network
-  Local Truck Route
-  Future Truck Route
-  Local Service Area for STAA Trucks

Legend

-  General Plan Boundary
-  City Limits
-  Street
-  Lakes

 0 0.5 1 Miles 

Escondido General Plan
 Truck Routes

Source: City of Escondido
 S:\GIS\Projects\Engineering\2015\2015-184\Truck Routes.mxd

CITY COUNCIL

For City Clerk's Use:

APPROVED **DENIED**

Reso No. _____ File No. _____

Ord No. _____

Agenda Item No.: 6
Date: **October 28, 2015**

TO: Honorable Mayor and Members of the City Council

FROM: Edward N. Domingue, Public Works Director/City Engineer
Dan Higbee, Construction Project Manager

SUBJECT: Notice of Completion for Escondido Tract SUB12-0014, located at 537 North Elm Street (San Diego Habitat for Humanity).

RECOMMENDATION:

It is requested that Council approve and accept the public improvements and authorize staff to file a Notice of Completion for Tract SUB12-0014, located at 537 North Elm Street (San Diego Habitat for Humanity).

FISCAL ANALYSIS:

No direct fiscal impact.

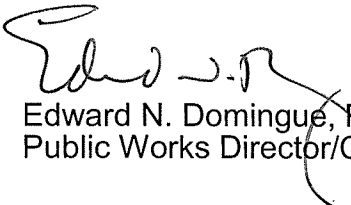
PREVIOUS ACTION:


This project was recommended for approval by the Planning Commission on March 25, 2014 as Resolution 6005, and was approved as a Tentative Map subject to the conditions set by the City Council on April 9, 2014 as Resolution 2014-32. The final map was recorded on July 23, 2015.

BACKGROUND:

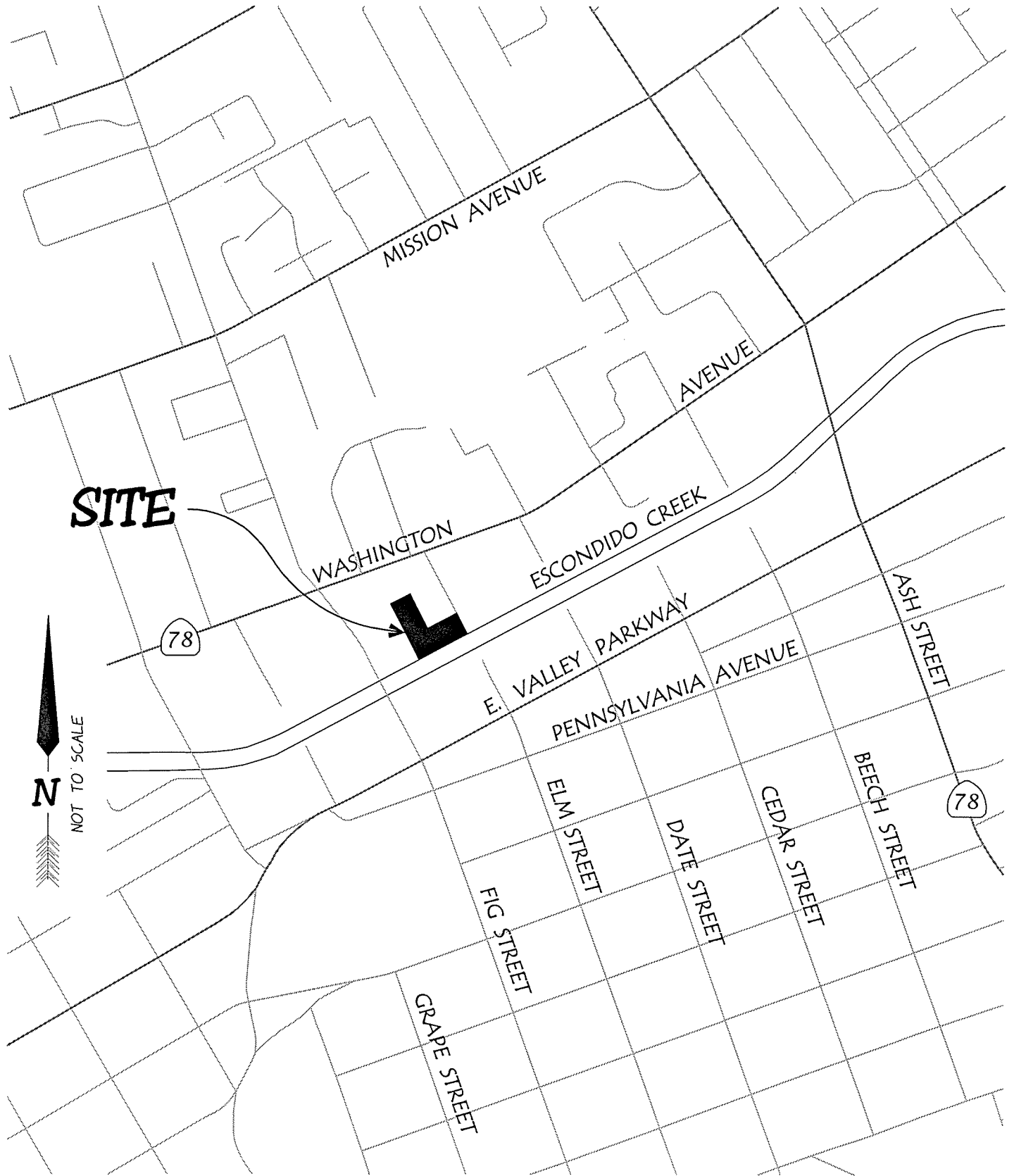
Tract SUB12-0014 is a One Lot, 11 Unit Residential Condominium Subdivision, located at 537 North Elm Street and developed by San Diego Habitat for Humanity. The project included the installation of approximately 500 feet of new city water and sewer mains. All work was completed within public utility easements on private property by San Diego Habitat for Humanity.

Respectfully submitted,


Edward N. Domingue, P.E.
Public Works Director/City Engineer


Dan Higbee,
Construction Project Manager

HABITAT for HUMANITY - 537 NORTH ELM STREET



NOTICE OF COMPLETION
CITY COUNCIL MEETING 10-28-2015



CITY COUNCIL

For City Clerk's Use:

APPROVED **DENIED**

Reso No. _____ File No. _____

Ord No. _____

Agenda Item No.: 7
Date: **October 21, 2015**
Continued to October 28, 2015

TO: Honorable Mayor and Members of the City Council
FROM: Debra Lundy, Real Property Manager
SUBJECT: First Amendment to Lease Agreement with Charros de El Caballo Park at 3400 Valley Center Road (Por.)

RECOMMENDATION:

It is requested that Council adopt Resolution No. 2015-181 authorizing the Real Property Manager and City Clerk to execute a First Amendment to Lease Agreement with Charros de El Caballo Park at 3400 Valley Center Road (Por.).

FISCAL ANALYSIS:

N/A

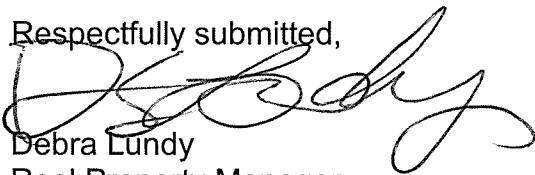
PREVIOUS ACTION:

Resolution 2014-10 authorized the original lease agreement.

BACKGROUND:

The Charros de El Caballo Park has leased the arena premises from the City since 2014 for charros sporting events, training and practices. The City has recently revised language in its standard lease agreement to improve the Americans with Disabilities Act clause and Termination clause, which are included in this proposed Amendment. Additionally, the leased premises is located within the Dixon Dam spillway. Due to anticipated heavy el Niño rains, this proposed lease also includes language to remind Lessee of the potential for water damage to the premises and any improvements thereon in the event water is required to be released from the dam. All other conditions of the Original Lease Agreement remain in full force and effect.

Respectfully submitted,



Debra Lundy
Real Property Manager

RESOLUTION NO. 2015-181

A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF ESCONDIDO, CALIFORNIA,
AUTHORIZING THE REAL PROPERTY
MANAGER AND CITY CLERK TO EXECUTE,
ON BEHALF OF THE CITY, A FIRST
AMENDMENT TO THE LEASE AGREEMENT
WITH CHARROS DE EL CABALLO PARK

WHEREAS, the City of Escondido ("City") owns the horse arena located on a portion of property located at 3400 Valley Center Road; and

WHEREAS, the City has been leasing a portion of this property to the Charros de El Caballo Park since 2014 ("Original Agreement"); and

WHEREAS, the City has made changes to its standard lease agreement to update the Americans with Disabilities Act and Termination Clauses and desires to incorporate these changes in the Charros de El Caballo Park Lease; and

WHEREAS, the Original Agreement does not address the fact that the leased premises is located within the Dixon Dam spillway, which will be subject to water inundation in the event of a requirement for water to be released from the dam due to heavy rains; and

WHEREAS, the parties desire to amend the Original Agreement with Charros de El Caballo Park accordingly; and

WHEREAS, this City Council desires at this time and deems it to be in the best public interest to approve the First Amendment to the Lease Agreement with Charros de El Caballo Park.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Escondido, California, as follows:

1. That the above recitations are true.

2. That the Real Property Manager and City Clerk are authorized to execute, on behalf of the City, the First Amendment to the Lease Agreement with Charros de El Caballo Park, which is attached hereto as Exhibit "1" and incorporated by this reference.



FIRST AMENDMENT TO LEASE AGREEMENT

(Horse Arena 3400 Valley Center Road Por.)

This FIRST AMENDMENT TO LEASE AGREEMENT is made as of this _____ day of October, 2015.

Between: City of Escondido
201 North Broadway
Escondido, California 92025
("City")

And: Charros de el Caballo Park
P.O. Box 462004-2004
Escondido, CA 92046
("Lessee")

WITNESSESS THAT WHEREAS:

- A. City and Lessee entered into a Lease Agreement dated March 6, 2014 ("ORIGINAL AGREEMENT") for the lease of real property for the purpose of charros sporting events and training activities in the arena located at 3400 Valley Center Road ("Premises"); and
- B. City and Lessee desire to amend the ORIGINAL AGREEMENT.

NOW THEREFORE, it is mutually agreed by and between City and Lessee as follows:

- 1. **Section 4 "Termination of Lease"** shall be deleted in its entirety and replaced with the following:

Section 4 Termination of Lease

- 4.1 Each party shall have the right to terminate this Lease at any time, at their sole discretion, by providing the other party with 90 days written notice.
- 4.2 **Default.** If the City discovers at any time during the Lease Term that the Lessee or any other party has used, is using, or will use the Premises in an unlawful manner or for an unlawful purpose, City may notify Lessee of the violation and immediately terminate the Lease upon written notice. If the

City determines the Lessee has violated any provision of this Lease, City may notify Lessee of the violation and immediately terminate the Lease upon written notice.

2. **Section 12 "Acceptance and Maintenance"** shall be deleted in its entirety and replaced as follows:

Section 12 Acceptance and Maintenance

Lessee hereby acknowledges that Lessee has inspected the Premises and Lessee accepts said Premises "as is" and "where is." Lessee acknowledges that the City makes no representations as to the condition or suitability of the Premises or any improvements on the Premises. Pursuant to the noticing requirements of California Civil Code Section 1938, Lessee acknowledges that the Premises being leased has not undergone inspection by a Certified Access Specialist.

Lessee agrees to maintain the Premises in good condition and in compliance with all applicable property maintenance and related laws. Lessee releases the City from the obligation to maintain any portion of the Premises. Said release is part of the consideration for the rental of the Premises, and Lessee therefore waives all rights it may otherwise have under California Civil Code Sections 1941 and 1942.

In the event Lessee fails to properly maintain the premises as required by City, City may notify Lessee in writing of said failure. In the event Lessee fails to perform said maintenance within thirty (30) days after such notice by City, City may perform such maintenance, and any costs including, but not limited to, the cost of labor, material, and equipment, shall be paid by Lessee to City within ten (10) days from receipt by Lessee of an invoice from City.

Lessee hereby acknowledges that Lessee has inspected the Premises, that the Premises is located within the Dixon Lake spillway, which, if needed will catch water released from Dixon Dam to protect the dam's integrity.

3. **Section 27 "Americans with Disabilities Act"** shall be deleted in its entirety and replaced with the following:

Section 27 [RESERVED]

4. All other terms and condition of the ORIGINAL AGREEMENT shall remain in full force and effect.
5. This FIRST AMENDMENT and the ORIGINAL AGREEMENT, together with their respective attachments, are the entire understanding of the parties, and there are no other terms or conditions, written or oral, controlling this matter.

IN WITNESS WHEREOF, the parties have executed this agreement as of the day and year noted below.

CITY OF ESCONDIDO

Date: _____

Debra Lundy
Real Property Manager

Date: _____

Diane Halverson
City Clerk

CHARROS DE EL CABALLO PARK

Date: _____

By (Print Name): _____

Its (Print Title): _____

Date: _____

By (Print Name): _____

Its (Print Title): _____

Approved as to Form:

Office of the City Attorney
JEFFERY R. EPP, City Attorney

By: _____

Deputy City Attorney

CITY COUNCIL

For City Clerk's Use:

APPROVED **DENIED**

Reso No. _____ File No. _____

Ord No. _____

Agenda Item No.: 8

Date: October 21, 2015

Continued to October 28, 2015

TO: Honorable Mayor and Members of the City Council

FROM: Debra Lundy, Real Property Manager

SUBJECT: Conduct a Public Hearing to Consider Resolutions of Necessity for Eminent Domain for the East Valley Parkway/Valley Center Road Project – Assessor Parcel Numbers: 240-020-23 [Serrato]; 240-011-01 [Toscano]; 240-011-03 [Heath]; and 240-301-09 [Jauregui]

RECOMMENDATION:

It is requested that Council adopt Resolution Numbers 2015-176, 177, 178 and 179, Resolutions of Necessity authorizing initiation of Eminent Domain Actions.

FISCAL ANALYSIS:

Costs of the eminent domain actions and the property interest acquisitions will come from an existing Capital Improvement Fund called the East Valley Parkway/Valley Center Road Project #690219, which has an available balance of approximately \$6.4 million.

PREVIOUS ACTION:

On September 23, 2015, the City Council set this hearing date.

BACKGROUND:

As part of the City's adopted Circulation Element, the East Valley Parkway/Valley Center Road Project ("Project") involves widening the street to six-lanes. The Project more specifically includes widening of the road to prime arterial standards, construction of a raised landscaped median, a single bike lane, curb, gutter and sidewalks in each direction.

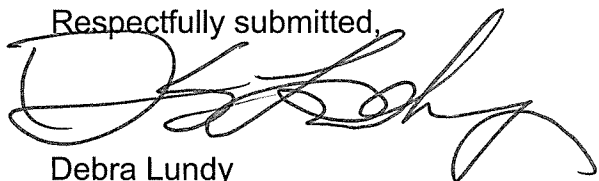
Portions of San Diego County Assessor Parcel Numbers: 240-020-23 [Serrato]; 240-011-01 [Toscano]; 240-011-03 [Heath]; and 240-301-09 [Jauregui] are required for the construction of the East Valley Parkway/Valley Center Road Project. Appraisals were performed and offers have been made pursuant to California Government Code §7267.2(a).

Staff has made contact with each of the property owners to ensue negotiations, and to date has acquired four easements from two property owners. Staff continues to negotiate with the four remaining property owners to acquire both temporary easements and public right of way interests for the Project. However, in order to meet Project scheduling milestones provided by our funding

Citracado Parkway Extension Project
Public Hearing Staff Report
October 21, 2015
Page 2

sources, all right of way interests need to be secured by December 31, 2015. The requested Resolutions of Necessity will keep the Project on track and enable the City to secure the land rights needed for the Project by the end of the year.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Debra Lundy', with a large, stylized flourish at the end.

Debra Lundy
Real Property Manager

RESOLUTION NO. 2015-176

A RESOLUTION OF NECESSITY BY THE CITY COUNCIL OF THE CITY OF ESCONDIDO, CALIFORNIA, TO ACQUIRE CERTAIN REAL PROPERTY BY EMINENT DOMAIN PROCEEDINGS AND DIRECTING THE CITY ATTORNEY TO COMMENCE AN ACTION IN THE SUPERIOR COURT FOR THE PURPOSE OF ACQUIRING SAID REAL PROPERTY

Hearing Date: October 21, 2015

Serrato Revocable Living Trust
APN: 240-020-23

BE IT RESOLVED by the City Council of the City of Escondido, California, as follows:

SECTION 1. The City Council of the City of Escondido, after Notice and Hearing pursuant to Code of Civil Procedure, Section 1245.235, finds and determines and hereby declares that:

- (a) The public interest and necessity require the proposed project, namely, the East Valley Parkway/Valley Center Road Project and property interests in a portion of property identified as Assessor Parcel Number 240-020-23 in the City of Escondido.
- (b) The proposed project is planned or located in the manner that will be most compatible with the greatest public good and least private injury.
- (c) The property sought to be acquired by this Resolution is necessary for the proposed project. Copies of the legal descriptions and plat maps are attached as Exhibit "1" and are incorporated by this reference.

SECTION 2. That the proposed uses of the property described in Exhibit "1" are public uses and are authorized by law; and that the acquisition and taking of the real property, described in Exhibit "1," is necessary to such public use and it is necessary that such real property is so acquired and taken.

SECTION 3. The property described in Exhibit "1" is being taken for the East Valley Parkway/Valley Center Road Project, pursuant to the following sections of law:

- (a) Article I, Section XIX, of the California Constitution;
- (b) Code of Civil Procedure Section 1240.010, and 1240.120; and
- (c) Government Code Section 37350.5.

SECTION 4. That an offer of just compensation as required by Government Code Section 7267.2 has been made to the owners of record and has not been accepted by them.

SECTION 5. That the City Attorney of the City of Escondido, be and is hereby authorized and directed to institute eminent domain proceedings in the Superior Court of the State of California in and for the County of San Diego, in the name and on behalf of the City of Escondido, against all owners and claimants of the property described in Exhibit "1," for the purposes of acquiring interest in such property for public use. This eminent domain proceeding shall be prosecuted in accordance with applicable provisions of law.

SECTION 6. That portions of the said real property sought to be acquired are appropriated to public use, and that the proposed use will not unreasonably interfere with or impair the continuance of the public use as it then exists or may reasonable be

expected to exist in the future. That pursuant to Code of Civil Procedure Section 1240.510, the City of Escondido is authorized to acquire said real property by eminent domain.

SECTION 7. That acquisitions are authorized to be paid out of the Capital Improvement Fund called East Valley Parkway/Valley Center Road, Project No. 690219.

EXHIBIT "A"
RIGHT-OF-WAY DEDICATION
APN 240-020-23

THAT PORTION OF PARCEL 1 OF PARCEL MAP NO. 10815, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY ON DECEMBER 18, 1980, IN THE CITY OF ESCONDIDO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF PARCEL 1 OF SAID PARCEL MAP 10815 WHICH BEARS SOUTH 04°19'34" WEST 1001.67 FEET FROM THE REESTABLISHED LOCATION OF "SANFORD CORNER" AS SHOWN ON CORNER RECORD NO. 21773 FILED JANUARY 19, 2005 WITH COUNTY SURVEYOR OF SAID COUNTY; THENCE ALONG THE SOUTHERLY LINE OF SAID PARCEL SOUTH 89°35'00" EAST 30.07 FEET TO A 2" IRON PIPE WITH TAG SHOWN AS BEING STAMPED "LS 2804" ON SAID PARCEL MAP BEING THE TRUE POINT OF BEGINNING;

1. THENCE ALONG A LINE THAT IS PARALLEL WITH, AND 30.00 FEET EASTERLY OF, THE CENTER LINE OF COUNTY HIGHWAY COMMISSION ROUTE 19, DIVISION NO. 1 NORTH 04°19'34" EAST 350.04 FEET TO THE NORTHERLY LINE OF SAID PARCEL;
2. THENCE ALONG SAID NORTHERLY LINE SOUTH 89°32'29" EAST 21.00 FEET;
3. THENCE LEAVING SAID NORTHERLY LINE SOUTH 04°14'37" WEST 305.98 FEET;
4. THENCE SOUTH 02°11'21" WEST 43.93 FEET TO THE SOUTHERLY LINE OF SAID PARCEL;
5. THENCE ALONG SAID SOUTHERLY LINE NORTH 89°35'00" WEST 23.08 FEET TO THE TRUE POINT OF BEGINNING;

AREA = 7,455 SQUARE FEET, MORE OR LESS

SEE EXHIBIT "B" ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF.

THE BEARINGS AND DISTANCES USED IN THE ABOVE DESCRIPTION ARE BASED ON THE CALIFORNIA COORDINATE SYSTEM OF 1983, ZONE 6. MULTIPLY DISTANCES SHOWN BY 1.00007123 TO OBTAIN GROUND DISTANCES.

SIGNATURE Michael A. Havener 12-16-2014
MICHAEL A. HAVENER DATE
PLS 7354



EXHIBIT "A"
TEMPORARY CONSTRUCTION EASEMENT
APN 240-020-23

THAT PORTION OF PARCEL 1 OF PARCEL MAP NO. 10815, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY ON DECEMBER 18, 1980, IN THE CITY OF ESCONDIDO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF PARCEL 1 OF SAID PARCEL MAP 10815 WHICH BEARS SOUTH 04°19'34" WEST 1001.67 FEET FROM THE REESTABLISHED LOCATION OF "SANFORD CORNER" AS SHOWN ON CORNER RECORD NO. 21773 FILED JANUARY 19, 2005 WITH COUNTY SURVEYOR OF SAID COUNTY; THENCE ALONG THE SOUTHERLY LINE OF SAID PARCEL SOUTH 89°35'00" EAST 30.07 FEET TO A 2" IRON PIPE WITH TAG SHOWN AS BEING STAMPED "LS 2804" ON SAID PARCEL MAP; THENCE ALONG A LINE THAT IS PARALLEL WITH, AND 30.00 FEET EASTERLY OF, THE CENTER LINE OF COUNTY HIGHWAY COMMISSION ROUTE 19, DIVISION NO. 1 NORTH 04°19'34" EAST 350.04 FEET TO THE NORTHERLY LINE OF SAID PARCEL; THENCE ALONG SAID NORTHERLY LINE SOUTH 89°32'29" EAST 21.00 FEET TO THE **TRUE POINT OF BEGINNING**;

1. THENCE CONTINUING ALONG SAID NORTHERLY LINE SOUTH 89°32'29" EAST 10.02 FEET;
2. THENCE LEAVING SAID NORTHERLY LINE SOUTH 04°14'37" WEST 306.47 FEET;
3. THENCE SOUTH 02°11'21" WEST 43.44 FEET TO THE SOUTHERLY LINE OF SAID PARCEL;
4. THENCE ALONG SAID SOUTHERLY LINE NORTH 89°35'00" WEST 10.00 FEET;
5. THENCE LEAVING SAID SOUTHERLY LINE NORTH 02°11'21" EAST 43.93 FEET;
6. THENCE NORTH 04°14'37" EAST 305.98 FEET TO THE **TRUE POINT OF BEGINNING**;

AREA = 3,499 SQUARE FEET, MORE OR LESS

SEE EXHIBIT "B" ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF.

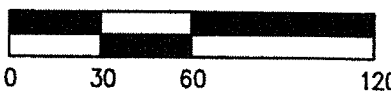
THE BEARINGS AND DISTANCES USED IN THE ABOVE DESCRIPTION ARE BASED ON THE CALIFORNIA COORDINATE SYSTEM OF 1983, ZONE 6. MULTIPLY DISTANCES SHOWN BY 1.00007123 TO OBTAIN GROUND DISTANCES.

SIGNATURE Michael A. Havener 12.16.2014
MICHAEL A. HAVENER DATE
PLS 7354



EXHIBIT "B"

S.W. 1/4 SEC. 6
 T. 12 S., R. 1 W.
 S.B.M.



LEGEND

- RIGHT-OF-WAY DEDICATION
7,455 SQ. FT., MORE OR LESS
- TEMPORARY CONSTRUCTION
EASEMENT (TCE)
3,499 SQ. FT., MORE OR LESS
- P.O.B. POINT OF BEGINNING
- T.P.O.B. TRUE POINT OF BEGINNING
- ▲ FOUND MON AS NOTED

REESTABLISHED LOCATION
 OF "SANFORD CORNER"
 PER CR 21773



S 89°32'29" E 21.00' T.P.O.B. TCE
 S 89°32'29" E 10.02'

1001.67'
 VARIES
 C/L C.H.C. 19-1 350.04'
 X 305.98'
 306.47'
 10'

APN 240-020-23
 PM 10815
 PAR. 1



EAST VALLEY PARKWAY
 S 04°19'34" W

N 04°19'34" E
 S 02°11'21" W 43.93'
 S 04°14'37" W
 S 04°14'37" W
 SOG&E UTILITY EASEMENT REC.
 1/28/81 AT FILE/PAGE 81-027657 O.R.
 OVERLAP AREA = 7,455 SQ. FT.
 MORE OR LESS

PIPELINE EASEMENT REC.
 12/04/80 AS 80-408752 O.R.
 OVERLAP AREA = 776 SQ. FT.
 MORE OR LESS

RIGHT OF ENTRY TO CONSTRUCT
 OR IMPROVE PRIVATE ROAD
 REC. 1/17/1983 AS INST.
 NO. 83-16282 O.R.
 OVERLAP AREA = 776 SQ. FT.
 MORE OR LESS

PROPOSED PRIVATE ROAD
 EASEMENT PER PM 6048
 OVERLAP AREA = 776 SQ. FT.
 MORE OR LESS

T.P.O.B. DEDICATION
 FOUND 2" IP W/ TAG
 SHOWN ON PM 10815
 AS BEING STAMPED
 "LS 2804"

P.O.B.
 SW COR.
 PAR. 1
 PM 10815

30.07'
 S 89°35'00" E

10.00'
 N 89°35'00" W
 23.08'
 N 89°35'00" W

PM 6048
 POR. PAR. 3

VALLE LINDO RD (PRIVATE)

SHEET 1 OF 1 SHEET

REVISED BY	DATE
APPROVED BY	DATE
CHECKED BY MH	DATE 12-16-14
DRAWN BY KA	DATE 9-16-14

CITY OF ESCONDIDO

SCALE
 1" = 60'

EXHIBIT "B"
 RIGHT-OF-WAY DEDICATION
 APN 240-020-23

REF.

TRACING NO.

RESOLUTION NO. 2015-177

A RESOLUTION OF NECESSITY BY THE CITY COUNCIL OF THE CITY OF ESCONDIDO, CALIFORNIA, TO ACQUIRE CERTAIN REAL PROPERTY BY EMINENT DOMAIN PROCEEDINGS AND DIRECTING THE CITY ATTORNEY TO COMMENCE AN ACTION IN THE SUPERIOR COURT FOR THE PURPOSE OF ACQUIRING SAID REAL PROPERTY

Hearing Date: October 21, 2015

Jose J.Toscano Sr. Family Trust
APN: 240-011-01

BE IT RESOLVED by the City Council of the City of Escondido, California, as follows:

SECTION 1. The City Council of the City of Escondido, after Notice and Hearing pursuant to Code of Civil Procedure, Section 1245.235, finds and determines and hereby declares that:

- (a) The public interest and necessity require the proposed project, namely, the East Valley Parkway/Valley Center Road Project and property interests in a portion of property identified as Assessor Parcel Number 240-011-01 in the City of Escondido.
- (b) The proposed project is planned or located in the manner that will be most compatible with the greatest public good and least private injury.
- (c) The property sought to be acquired by this Resolution is necessary for the proposed project. Copies of the legal descriptions and plat maps are attached as Exhibit "1" and are incorporated by this reference.

SECTION 2. That the proposed uses of the property described in Exhibit "1" are public uses and are authorized by law; and that the acquisition and taking of the real property, described in Exhibit "1," is necessary to such public use and it is necessary that such real property is so acquired and taken.

SECTION 3. The property described in Exhibit "1" is being taken for the East Valley Parkway/Valley Center Road Project, pursuant to the following sections of law:

- (a) Article I, Section XIX, of the California Constitution;
- (b) Code of Civil Procedure Section 1240.010, and 1240.120; and
- (c) Government Code Section 37350.5.

SECTION 4. That an offer of just compensation as required by Government Code Section 7267.2 has been made to the owners of record and has not been accepted by them.

SECTION 5. That the City Attorney of the City of Escondido, be and is hereby authorized and directed to institute eminent domain proceedings in the Superior Court of the State of California in and for the County of San Diego, in the name and on behalf of the City of Escondido, against all owners and claimants of the property described in Exhibit "1," for the purposes of acquiring interest in such property for public use. This eminent domain proceeding shall be prosecuted in accordance with applicable provisions of law.

SECTION 6. That portions of the said real property sought to be acquired are appropriated to public use, and that the proposed use will not unreasonably interfere with or impair the continuance of the public use as it then exists or may reasonable be

expected to exist in the future. That pursuant to Code of Civil Procedure Section 1240.510, the City of Escondido is authorized to acquire said real property by eminent domain.

SECTION 7. That acquisitions are authorized to be paid out of the Capital Improvement Fund called East Valley Parkway/Valley Center Road, Project No. 690219.

EXHIBIT "A"
RIGHT-OF-WAY DEDICATION
APN 240-011-01

THAT PORTION OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF SECTION 6, TOWNSHIP 12 SOUTH, RANGE 1 WEST, SAN BERNARDINO MERIDIAN, IN THE CITY OF ESCONDIDO, IN THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO OFFICIAL PLAT THEREOF, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF PARCEL 1 OF PARCEL MAP 10815 FILED DECEMBER 18, 1980 WITH THE COUNTY RECORDER OF SAID COUNTY WHICH BEARS SOUTH 04°19'34" WEST 1001.67 FEET FROM THE REESTABLISHED LOCATION OF "SANFORD CORNER" AS SHOWN ON CORNER RECORD NO. 21773 FILED JANUARY 19, 2005 WITH COUNTY SURVEYOR OF SAID COUNTY; THENCE ALONG THE SOUTHERLY LINE OF SAID PARCEL SOUTH 89°35'00" EAST 30.07 FEET TO A 2" IRON PIPE WITH TAG SHOWN AS BEING STAMPED "LS 2804" ON SAID PARCEL MAP; THENCE ALONG A LINE THAT IS PARALLEL WITH, AND 30.00 FEET EASTERLY OF, THE CENTER LINE OF COUNTY HIGHWAY COMMISSION ROUTE 19, DIVISION NO. 1 NORTH 04°19'34" EAST 380.11 FEET TO THE SOUTHERLY LINE OF LAND DESCRIBED IN DEED TO TOSCANO RECORDED SEPTEMBER 14, 1992 AS DOC. NO. 1992-0579416 OF OFFICIAL RECORDS AND THE **POINT OF BEGINNING**;

1. THENCE CONTINUING ALONG SAID PARALLEL LINE NORTH 04°19'34" EAST 184.21 FEET TO THE NORTHERLY LINE OF LAND PER SAID DEED;
2. THENCE LEAVING SAID PARALLEL LINE ALONG SAID NORTHERLY LINE SOUTH 89°32'56" EAST 21.81 FEET TO THE BEGINNING OF A NON-TANGENT 1443.00-FOOT RADIUS CURVE CONCAVE EASTERLY, A RADIAL LINE TO SAID POINT BEARS NORTH 83°30'10" WEST;
3. THENCE LEAVING SAID NORTHERLY LINE SOUTHERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 2°15'13" A DISTANCE OF 56.76 FEET;
4. THENCE SOUTH 04°14'37" WEST 127.52 FEET TO THE SOUTHERLY LINE OF LAND PER SAID DEED;
5. THENCE ALONG SAID SOUTHERLY LINE NORTH 89°32'29" WEST 20.95 FEET TO THE **POINT OF BEGINNING**;

AREA = 3,847 SQUARE FEET, MORE OR LESS

SEE EXHIBIT "B" ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF.

THE BEARINGS AND DISTANCES USED IN THE ABOVE DESCRIPTION ARE BASED ON THE CALIFORNIA COORDINATE SYSTEM OF 1983, ZONE 6. MULTIPLY DISTANCES SHOWN BY 1.00007123 TO OBTAIN GROUND DISTANCES.

SIGNATURE Michael A. Havener 3-31-2015
MICHAEL A. HAVENER DATE
PLS 7354



EXHIBIT "A"
TEMPORARY CONSTRUCTION EASEMENT
APN 240-011-01

THAT PORTION OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF SECTION 6, TOWNSHIP 12 SOUTH, RANGE 1 WEST, SAN BERNARDINO MERIDIAN, IN THE CITY OF ESCONDIDO, IN THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO OFFICIAL PLAT THEREOF, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF PARCEL 1 OF PARCEL MAP 10815 FILED DECEMBER 18, 1980 WITH THE COUNTY RECORDER OF SAID COUNTY WHICH BEARS SOUTH 04°19'34" WEST 1001.67 FEET FROM THE REESTABLISHED LOCATION OF "SANFORD CORNER" AS SHOWN ON CORNER RECORD NO. 21773 FILED JANUARY 19, 2005 WITH COUNTY SURVEYOR OF SAID COUNTY; THENCE ALONG THE SOUTHERLY LINE OF SAID PARCEL SOUTH 89°35'00" EAST 30.07 FEET TO A 2" IRON PIPE WITH TAG SHOWN AS BEING STAMPED "LS 2804" ON SAID PARCEL MAP; THENCE ALONG A LINE THAT IS PARALLEL WITH, AND 30.00 FEET EASTERLY OF, THE CENTER LINE OF COUNTY HIGHWAY COMMISSION ROUTE 19, DIVISION NO. 1 NORTH 04°19'34" EAST 564.32 FEET TO THE NORTHERLY LINE OF LAND DESCRIBED IN DEED TO TOSCANO RECORDED SEPTEMBER 14, 1992 AS DOC. NO. 1992-0579416 OF OFFICIAL RECORDS; THENCE LEAVING SAID PARALLEL LINE ALONG SAID NORTHERLY LINE SOUTH 89°32'56" EAST 21.81 TO THE **POINT OF BEGINNING**;

1. THENCE CONTINUING ALONG SAID NORTHERLY LINE SOUTH 89°32'56" EAST 35.20 FEET TO THE BEGINNING OF A NON-TANGENT 1408.00-FOOT RADIUS CURVE CONCAVE EASTERLY, A RADIAL LINE TO SAID POINT BEARS NORTH 83°21'07" WEST;
2. THENCE LEAVING SAID NORTHERLY LINE SOUTHERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 2°24'16" A DISTANCE OF 59.09 FEET;
3. THENCE SOUTH 04°14'37" WEST 125.21 FEET TO THE SOUTHERLY LINE OF LAND PER SAID DEED;
4. THENCE ALONG SAID SOUTHERLY LINE NORTH 89°32'29" WEST 35.08 FEET;
5. THENCE LEAVING SAID SOUTHERLY LINE NORTH 04°14'37" EAST 127.52 FEET TO THE BEGINNING OF A TANGENT 1443.00-FOOT RADIUS CURVE CONCAVE EASTERLY;
6. THENCE NORTHERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 2°15'13" A DISTANCE OF 56.76 FEET TO THE **POINT OF BEGINNING**;

AREA = 6,450 SQUARE FEET, MORE OR LESS

SEE EXHIBIT "B" ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF.

THE BEARINGS AND DISTANCES USED IN THE ABOVE DESCRIPTION ARE BASED ON THE CALIFORNIA COORDINATE SYSTEM OF 1983, ZONE 6. MULTIPLY DISTANCES SHOWN BY 1.00007123 TO OBTAIN GROUND DISTANCES.

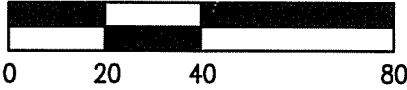
SIGNATURE Michael A. Havener 3-31-2015
MICHAEL A. HAVENER DATE
PLS 7354



EXHIBIT "B"

Resolution No. 2015-177
 EXHIBIT 1
 Page 5 of 5

REESTABLISHED LOCATION
 OF "SANFORD CORNER"
 PER CR 21773



P.O.B.
 DEDICATION

C/L C.H.C. 19-1


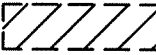
EAST VALLEY PARKWAY

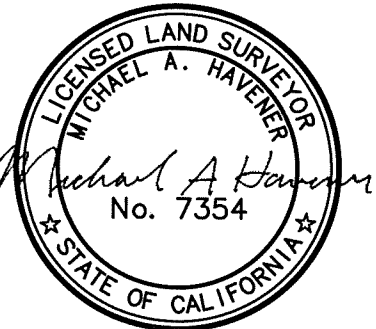
PM 10815
 PAR. 1

POINT OF
 COMMENCEMENT
 SW COR. PAR. 1
 PM 10815

FOUND 2" IP W/ TAG
 SHOWN ON PM 10815
 AS BEING STAMPED
 "LS 2804"

LEGEND

-  RIGHT-OF-WAY DEDICATION
3,847 SQ. FT., MORE OR LESS
-  TEMPORARY CONSTRUCTION
EASEMENT (TCE)
6,450 SQ. FT., MORE OR LESS
- P.O.B. POINT OF BEGINNING
- DD1 DEED TO TOSCANO REC.
9/14/1992 AS DOC. NO.
1992-0579416 O.R.
- ▲ FOUND MON AS NOTED



POR. N. 1/2
 S.W. 1/4 SEC. 6
 T. 12 S., R. 1 W.
 S.B.M.

APN 240-011-01

N 83°30'10" W(R) S 89°32'56" E
 21.81'
 S 89°32'56" E
 35.20'

N'LY LINE
 DD1

N 83°21'07" W(R)

Δ = 2°24'16"
 R = 1408.00'
 L = 59.09'

1001.67'

P.O.B.
 TCE

Δ = 2°15'13"
 R = 1443.00'
 L = 56.76'

184.21'

VARIES

N 04°19'34" E

S 04°14'37" W

35°

S 04°14'37" W

S'LY LINE
 DD1

35.08'
 20.95' N 89°32'29" W
 N 89°32'29" W

10'

S 04°19'34" W

380.11'

S 89°35'00" E
 30.07'

N 04°19'34" E

SHEET 1 OF 1 SHEET

REVISED BY	DATE	CITY OF ESCONDIDO EXHIBIT "B" RIGHT-OF-WAY DEDICATION APN 240-011-01	SCALE 1" = 40'
APPROVED BY	DATE		REF.
CHECKED BY MH	DATE 3-31-15		TRACING NO.
DRAWN BY KA	DATE 9-16-14		

RESOLUTION NO. 2015-178

A RESOLUTION OF NECESSITY BY THE CITY COUNCIL OF THE CITY OF ESCONDIDO, CALIFORNIA, TO ACQUIRE CERTAIN REAL PROPERTY BY EMINENT DOMAIN PROCEEDINGS AND DIRECTING THE CITY ATTORNEY TO COMMENCE AN ACTION IN THE SUPERIOR COURT FOR THE PURPOSE OF ACQUIRING SAID REAL PROPERTY

Hearing Date: October 21, 2015

Heath Allan F., III & Michelle
APN: 240-011-03

BE IT RESOLVED by the City Council of the City of Escondido, California, as follows:

SECTION 1. The City Council of the City of Escondido, after Notice and Hearing pursuant to Code of Civil Procedure, Section 1245.235, finds and determines and hereby declares that:

- (a) The public interest and necessity require the proposed project, namely, the East Valley Parkway/Valley Center Road Project and property interests in a portion of property identified as Assessor Parcel Number 240-011-03 in the City of Escondido.
- (b) The proposed project is planned or located in the manner that will be most compatible with the greatest public good and least private injury.
- (c) The property sought to be acquired by this Resolution is necessary for the proposed project. Copies of the legal descriptions and plat maps are attached as Exhibit "1" and are incorporated by this reference.

SECTION 2. That the proposed uses of the property described in Exhibit "1" are public uses and are authorized by law; that the acquisition and taking of the real property, described in Exhibit "1," is necessary to such public use and it is necessary that such real property is so acquired and taken.

SECTION 3. The property described in Exhibit "1" is being taken for the East Valley Parkway/Valley Center Road Project, pursuant to the following sections of law:

- (a) Article I, Section XIX, of the California Constitution;
- (b) Code of Civil Procedure Section 1240.010, and 1240.120; and
- (c) Government Code Section 37350.5.

SECTION 4. That an offer of just compensation as required by Government Code Section 7267.2 has been made to the owners of record and has not been accepted by them.

SECTION 5. That the City Attorney of the City of Escondido, be and is hereby authorized and directed to institute eminent domain proceedings in the Superior Court of the State of California in and for the County of San Diego, in the name and on behalf of the City of Escondido, against all owners and claimants of the property described in Exhibit "1," for the purposes of acquiring interest in such property for public use. This eminent domain proceeding shall be prosecuted in accordance with applicable provisions of law.

SECTION 6. That portions of the said real property sought to be acquired are appropriated to public use, and that the proposed use will not unreasonably interfere with or impair the continuance of the public use as it then exists or may reasonable be

expected to exist in the future. That pursuant to Code of Civil Procedure Section 1240.510, the City of Escondido is authorized to acquire said real property by eminent domain.

SECTION 7. That acquisitions are authorized to be paid out of the Capital Improvement Fund called East Valley Parkway/Valley Center Road, Project No. 690219.

EXHIBIT "A"
RIGHT-OF-WAY DEDICATION
APN 240-011-03

THAT PORTION OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF SECTION 6, TOWNSHIP 12 SOUTH, RANGE 1 WEST, SAN BERNARDINO MERIDIAN, IN THE CITY OF ESCONDIDO, IN THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO UNITED STATES GOVERNMENT SURVEY APPROVED AUGUST 24, 1874, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF PARCEL 1 OF PARCEL MAP 10815 FILED DECEMBER 18, 1980 WITH THE COUNTY RECORDER OF SAID COUNTY WHICH BEARS SOUTH $04^{\circ}19'34''$ WEST 1001.67 FEET FROM THE REESTABLISHED LOCATION OF "SANFORD CORNER" AS SHOWN ON CORNER RECORD NO. 21773 FILED JANUARY 19, 2005 WITH COUNTY SURVEYOR OF SAID COUNTY; THENCE ALONG THE SOUTHERLY LINE OF SAID PARCEL SOUTH $89^{\circ}35'00''$ EAST 30.07 FEET TO A 2" IRON PIPE WITH TAG SHOWN AS BEING STAMPED "LS 2804" ON SAID PARCEL MAP; THENCE ALONG A LINE THAT IS PARALLEL WITH, AND 30.00 FEET EASTERLY OF, THE CENTER LINE OF COUNTY HIGHWAY COMMISSION ROUTE 19, DIVISION NO. 1 NORTH $04^{\circ}19'34''$ EAST 665.99 FEET TO THE BEGINNING OF A TANGENT 969.93-FOOT RADIUS CURVE CONCAVE EASTERLY; THENCE NORTHERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF $2^{\circ}18'07''$ A DISTANCE OF 38.97 FEET TO THE SOUTHERLY LINE OF LAND DESCRIBED IN QUITCLAIM DEED TO HEATH, ET AL, RECORDED AUGUST 4, 2006 AS DOC. NO. 2006-0553847 OF OFFICIAL RECORDS AND THE **POINT OF BEGINNING**;

1. THENCE CONTINUING NORTHERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF $6^{\circ}31'07''$ A DISTANCE OF 110.35 FEET TO THE NORTHERLY LINE OF LAND PER SAID DEED;
2. THENCE ALONG SAID NORTHERLY LINE SOUTH $88^{\circ}52'38''$ EAST 42.12 FEET TO THE BEGINNING OF A NON-TANGENT 1443.00-FOOT RADIUS CURVE CONCAVE SOUTHEASTERLY, A RADIAL LINE TO SAID POINT BEARS NORTH $73^{\circ}25'58''$ WEST;
3. THENCE LEAVING SAID NORTHERLY LINE SOUTHERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF $4^{\circ}26'49''$ A DISTANCE OF 112.00 FEET TO SAID SOUTHERLY LINE OF LAND PER SAID DEED;
4. THENCE ALONG SAID SOUTHERLY LINE NORTH $88^{\circ}52'38''$ WEST 33.32 FEET TO THE **POINT OF BEGINNING**;

AREA = 4,146 SQUARE FEET, MORE OR LESS

SEE EXHIBIT "B" ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF.

THE BEARINGS AND DISTANCES USED IN THE ABOVE DESCRIPTION ARE BASED ON THE CALIFORNIA COORDINATE SYSTEM OF 1983, ZONE 6. MULTIPLY DISTANCES SHOWN BY 1.00007123 TO OBTAIN GROUND DISTANCES.

SIGNATURE Michael A. Havener 3-31-2015
MICHAEL A. HAVENER DATE
PLS 7354



EXHIBIT "A"
TEMPORARY CONSTRUCTION EASEMENT
APN 240-011-03

THAT PORTION OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF SECTION 6, TOWNSHIP 12 SOUTH, RANGE 1 WEST, SAN BERNARDINO MERIDIAN, IN THE CITY OF ESCONDIDO, IN THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO UNITED STATES GOVERNMENT SURVEY APPROVED AUGUST 24, 1874, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF PARCEL 1 OF PARCEL MAP 10815 FILED DECEMBER 18, 1980 WITH THE COUNTY RECORDER OF SAID COUNTY WHICH BEARS SOUTH 04°19'34" WEST 1001.67 FEET FROM THE REESTABLISHED LOCATION OF "SANFORD CORNER" AS SHOWN ON CORNER RECORD NO. 21773 FILED JANUARY 19, 2005 WITH COUNTY SURVEYOR OF SAID COUNTY; THENCE ALONG THE SOUTHERLY LINE OF SAID PARCEL SOUTH 89°35'00" EAST 30.07 FEET TO A 2" IRON PIPE WITH TAG SHOWN AS BEING STAMPED "LS 2804" ON SAID PARCEL MAP; THENCE ALONG A LINE THAT IS PARALLEL WITH, AND 30.00 FEET EASTERLY OF, THE CENTER LINE OF COUNTY HIGHWAY COMMISSION ROUTE 19, DIVISION NO. 1 NORTH 04°19'34" EAST 665.99 FEET TO THE BEGINNING OF A TANGENT 969.93-FOOT RADIUS CURVE CONCAVE EASTERLY; THENCE NORTHERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 8°49'14" A DISTANCE OF 149.32 FEET TO THE NORTHERLY LINE OF LAND DESCRIBED IN QUITCLAIM DEED TO HEATH, ET AL, RECORDED AUGUST 4, 2006 AS DOC. NO. 2006-0553847 OF OFFICIAL RECORDS; THENCE ALONG SAID NORTHERLY LINE SOUTH 88°52'38" EAST 42.12 FEET TO **THE POINT OF BEGINNING**;

1. THENCE CONTINUING ALONG SAID NORTHERLY LINE SOUTH 88°52'38" EAST 100.00 FEET;
2. THENCE LEAVING SAID NORTHERLY LINE SOUTH 01°07'22" WEST 30.00 FEET;
3. THENCE NORTH 88°52'38" WEST 97.62 FEET TO THE BEGINNING OF A NON-TANGENT 1433.00-FOOT RADIUS CURVE CONCAVE SOUTHEASTERLY, A RADIAL LINE TO SAID POINT BEARS NORTH 74°33'50" WEST;
4. THENCE SOUTHERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 3°14'18" A DISTANCE OF 80.99 FEET TO THE SOUTHERLY LINE OF LAND PER SAID DEED;
5. THENCE ALONG SAID SOUTHERLY LINE NORTH 88°52'38" WEST 10.19 FEET TO THE BEGINNING OF A NON-TANGENT 1443.00-FOOT RADIUS CURVE CONCAVE SOUTHEASTERLY, A RADIAL LINE TO SAID POINT BEARS NORTH 77°52'47" WEST;
6. THENCE LEAVING SAID SOUTHERLY LINE NORTHERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 4°26'49" A DISTANCE OF 112.00 FEET TO **THE POINT OF BEGINNING**;

AREA = 3,931 SQUARE FEET, MORE OR LESS

SEE EXHIBIT "B" ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF.

THE BEARINGS AND DISTANCES USED IN THE ABOVE DESCRIPTION ARE BASED ON THE CALIFORNIA COORDINATE SYSTEM OF 1983, ZONE 6. MULTIPLY DISTANCES SHOWN BY 1.00007123 TO OBTAIN GROUND DISTANCES.

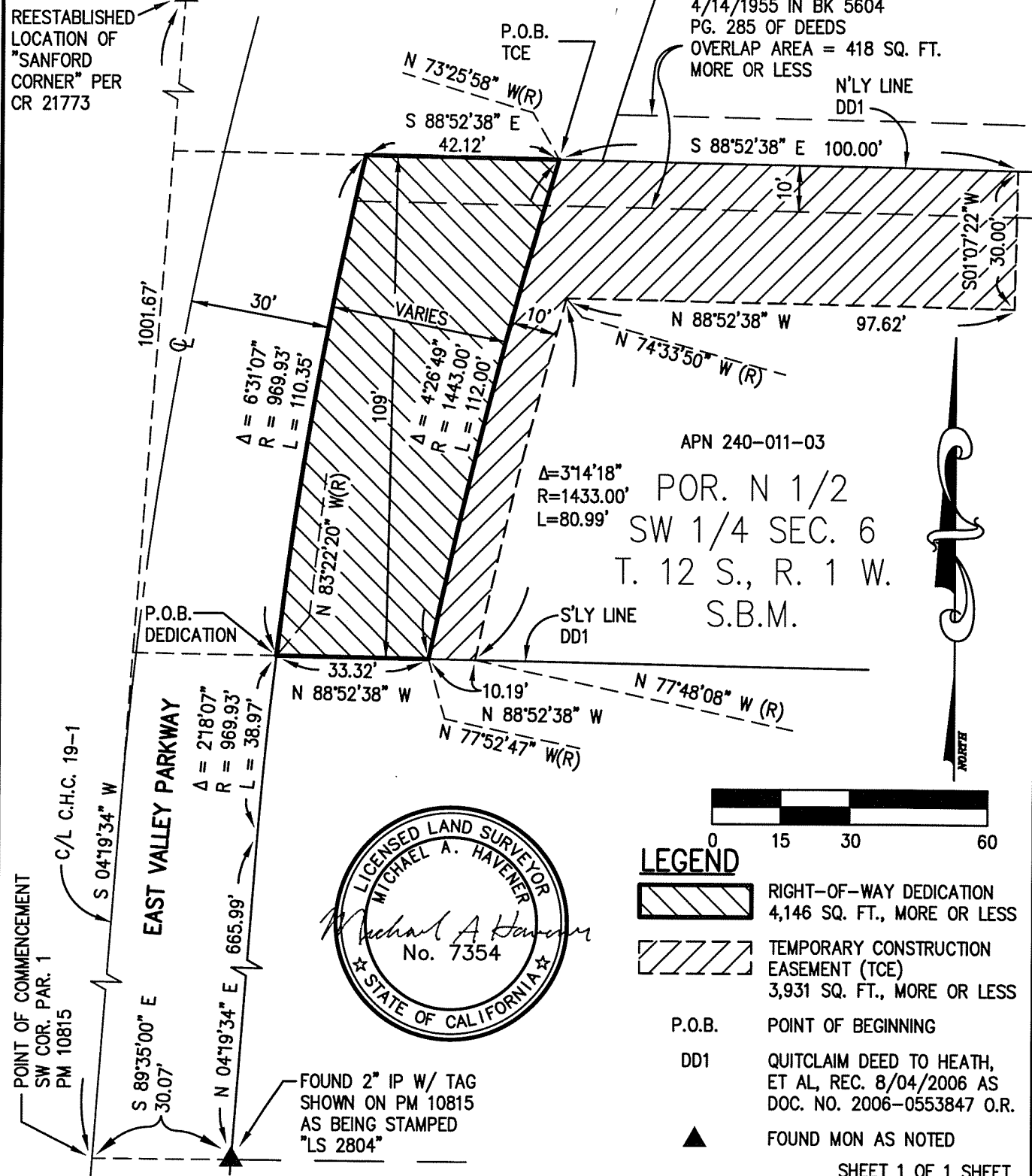
SIGNATURE Michael A. Havener 3-31-2015
MICHAEL A. HAVENER DATE
PLS 7354



EXHIBIT "B"

ROAD EASEMENT REC.
 4/14/1955 IN BK 5604
 PG. 285 OF DEEDS
 OVERLAP AREA = 418 SQ. FT.
 MORE OR LESS

REESTABLISHED
 LOCATION OF
 "SANFORD
 CORNER" PER
 CR 21773



REVISED BY	DATE
APPROVED BY	DATE
CHECKED BY MH	DATE 3-31-15
DRAWN BY KA	DATE 9-19-14

CITY OF ESCONDIDO

EXHIBIT "B"
 RIGHT-OF-WAY DEDICATION
 APN 240-011-03

SCALE 1" = 30'
REF.
TRACING NO.

RESOLUTION NO. 2015-179

A RESOLUTION OF NECESSITY BY THE CITY COUNCIL OF THE CITY OF ESCONDIDO, CALIFORNIA, TO ACQUIRE CERTAIN REAL PROPERTY BY EMINENT DOMAIN PROCEEDINGS AND DIRECTING THE CITY ATTORNEY TO COMMENCE AN ACTION IN THE SUPERIOR COURT FOR THE PURPOSE OF ACQUIRING SAID REAL PROPERTY

Hearing Date: October 21, 2015

Jauregui Family Trust, et. al.
APN: 240-301-09

BE IT RESOLVED by the City Council of the City of Escondido, California, as follows:

SECTION 1. The City Council of the City of Escondido, after Notice and Hearing pursuant to Code of Civil Procedure, Section 1245.235, finds and determines and hereby declares that:

- (a) The public interest and necessity require the proposed project, namely, the East Valley Parkway/Valley Center Road Project and property interests in a portion of property identified as Assessor Parcel Number 240-301-09 in the City of Escondido.
- (b) The proposed project is planned or located in the manner that will be most compatible with the greatest public good and least private injury.
- (c) The property sought to be acquired by this Resolution is necessary for the proposed project. Copies of the legal descriptions and plat maps are attached as Exhibit "1" and are incorporated by this reference.

SECTION 2. That the proposed uses of the property described in Exhibit "1" are public uses and are authorized by law; that the acquisition and taking of the real property, described in Exhibit "1," is necessary to such public use and it is necessary that such real property is so acquired and taken.

SECTION 3. The property described in Exhibit "1" is being taken for the East Valley Parkway/Valley Center Road Project, pursuant to the following sections of law:

- (a) Article I, Section XIX, of the California Constitution;
- (b) Code of Civil Procedure Section 1240.010, and 1240.120; and
- (c) Government Code Section 37350.5.

SECTION 4. That an offer of just compensation as required by Government Code Section 7267.2 has been made to the owners of record and has not been accepted by them.

SECTION 5. That the City Attorney of the City of Escondido, be and is hereby authorized and directed to institute eminent domain proceedings in the Superior Court of the State of California in and for the County of San Diego, in the name and on behalf of the City of Escondido, against all owners and claimants of the property described in Exhibit "1," for the purposes of acquiring interest in such property for public use. This eminent domain proceeding shall be prosecuted in accordance with applicable provisions of law.

SECTION 6. That portions of the said real property sought to be acquired are appropriated to public use, and that the proposed use will not unreasonably interfere with or impair the continuance of the public use as it then exists or may reasonable be

expected to exist in the future. That pursuant to Code of Civil Procedure Section 1240.510, the City of Escondido is authorized to acquire said real property by eminent domain.

SECTION 7. That acquisitions are authorized to be paid out of the Capital Improvement Fund called East Valley Parkway/Valley Center Road, Project No. 690219.

EXHIBIT "A"
RIGHT-OF-WAY DEDICATION
APN 240-301-09

THAT PORTION OF LOT 1 OF VALE MANOR, IN THE CITY OF ESCONDIDO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF NO. 4093, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, FEBRUARY 18, 1959, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A 5/8" IRON PIN AT THE INTERSECTION OF THE CENTERLINE OF EAST VALLEY PARKWAY (FORMERLY VALLEY CENTER ROAD PER SAID MAP) WITH THE CENTERLINE OF LAKE WOHLFORD ROAD AS SHOWN ON SAID MAP WHICH BEARS NORTH 88°52'10" WEST 878.17 FEET FROM A 3/4" IRON PIPE & TAG "CITY ESC." AS SHOWN ON CORNER RECORD NO. 1780 FILED MAY 9, 1984 WITH COUNTY SURVEYOR OF SAID COUNTY; THENCE ALONG SAID CENTER LINE OF EAST VALLEY PARKWAY NORTH 20°22'43" EAST 162.78 FEET; THENCE LEAVING SAID CENTERLINE SOUTH 69°37'17" EAST 50.00 FEET TO THE NORTHWEST CORNER OF LAND DESCRIBED IN DEED TO JAUREGI, ET AL, RECORDED JULY 3, 2012 AS DOC. NO. 2012-0386458 OF OFFICIAL RECORDS AND THE **POINT OF BEGINNING**;

1. THENCE ALONG THE NORTHERLY LINE OF LAND PER SAID DEED NORTH 65°59'46" EAST 17.89 FEET;
2. THENCE LEAVING SAID NORTHERLY LINE SOUTH 20°19'55" WEST 47.65 FEET TO THE BEGINNING OF A TANGENT 45.00-FOOT RADIUS CURVE CONCAVE NORTHEASTERLY;
3. THENCE SOUTHEASTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 109°12'05" A DISTANCE OF 85.77 FEET TO THE SOUTHERLY LINE OF LAND PER SAID DEED;
4. THENCE ALONG SAID SOUTHERLY LINE NORTH 88°52'10" WEST 6.54 FEET TO THE BEGINNING OF A TANGENT 50.00-FOOT RADIUS CURVE CONCAVE NORTHEASTERLY;
5. THENCE ALONG SAID LINE NORTHWESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 109°14'53" A DISTANCE OF 95.34 FEET TO THE WESTERLY LINE OF LAND PER SAID DEED;
6. THENCE ALONG SAID WESTERLY LINE NORTH 20°22'43" EAST 32.53 FEET TO THE **POINT OF BEGINNING**;

AREA = 1,155 SQUARE FEET, MORE OR LESS

SEE EXHIBIT "B" ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF.

THE BEARINGS AND DISTANCES USED IN THE ABOVE DESCRIPTION ARE BASED ON THE CALIFORNIA COORDINATE SYSTEM OF 1983, ZONE 6. MULTIPLY DISTANCES SHOWN BY 1.00007123 TO OBTAIN GROUND DISTANCES.

SIGNATURE Michael A. Havener 3-31-2015
MICHAEL A. HAVENER DATE
PLS 7354



EXHIBIT "A"
TEMPORARY CONSTRUCTION EASEMENT
APN 240-301-09

THAT PORTION OF LOT 1 OF VALE MANOR, IN THE CITY OF ESCONDIDO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF NO. 4093, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, FEBRUARY 18, 1959, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A 5/8" IRON PIN AT THE INTERSECTION OF THE CENTERLINE OF EAST VALLEY PARKWAY (FORMERLY VALLEY CENTER ROAD PER SAID MAP) WITH THE CENTERLINE OF LAKE WOHLFORD ROAD AS SHOWN ON SAID MAP WHICH BEARS NORTH 88°52'10" WEST 878.17 FEET FROM A 3/4" IRON PIPE & TAG "CITY ESC." AS SHOWN ON CORNER RECORD NO. 1780 FILED MAY 9, 1984 WITH COUNTY SURVEYOR OF SAID COUNTY; THENCE ALONG SAID CENTER LINE OF EAST VALLEY PARKWAY NORTH 20°22'43" EAST 162.78 FEET; THENCE LEAVING SAID CENTERLINE SOUTH 69°37'17" EAST 50.00 FEET TO THE NORTHWEST CORNER OF LAND DESCRIBED IN DEED TO JAUREGI, ET AL, RECORDED JULY 3, 2012 AS DOC. NO. 2012-0386458 OF OFFICIAL RECORDS; THENCE ALONG THE NORTHERLY LINE OF LAND PER SAID DEED NORTH 65°59'46" EAST 17.89 FEET TO THE **POINT OF BEGINNING**;

1. THENCE CONTINUING ALONG SAID NORTHERLY LINE NORTH 65°59'46" EAST 13.98 FEET;
2. THENCE LEAVING SAID NORTHERLY LINE SOUTH 20°19'55" WEST 57.42 FEET TO THE BEGINNING OF A TANGENT 35.00-FOOT RADIUS CURVE CONCAVE NORTHEASTERLY;
3. THENCE SOUTHERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 109°12'05" A DISTANCE OF 66.71 FEET;
4. THENCE SOUTH 01°07'50" WEST 10.00 FEET TO THE SOUTHERLY LINE OF LAND PER SAID DEED, AND THE BEGINNING OF A NON-TANGENT 45.00-FOOT RADIUS CURVE CONCAVE NORTHEASTERLY, A RADIAL LINE TO SAID POINT BEARS SOUTH 01°07'50" WEST;
5. THENCE LEAVING SAID SOUTHERLY LINE WESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE 109°12'05" A DISTANCE OF 85.77 FEET;
6. THENCE NORTH 20°19'55" EAST 47.65 FEET TO FEET TO THE **POINT OF BEGINNING**;

AREA = 1,288 SQUARE FEET, MORE OR LESS

SEE EXHIBIT "B" ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF.

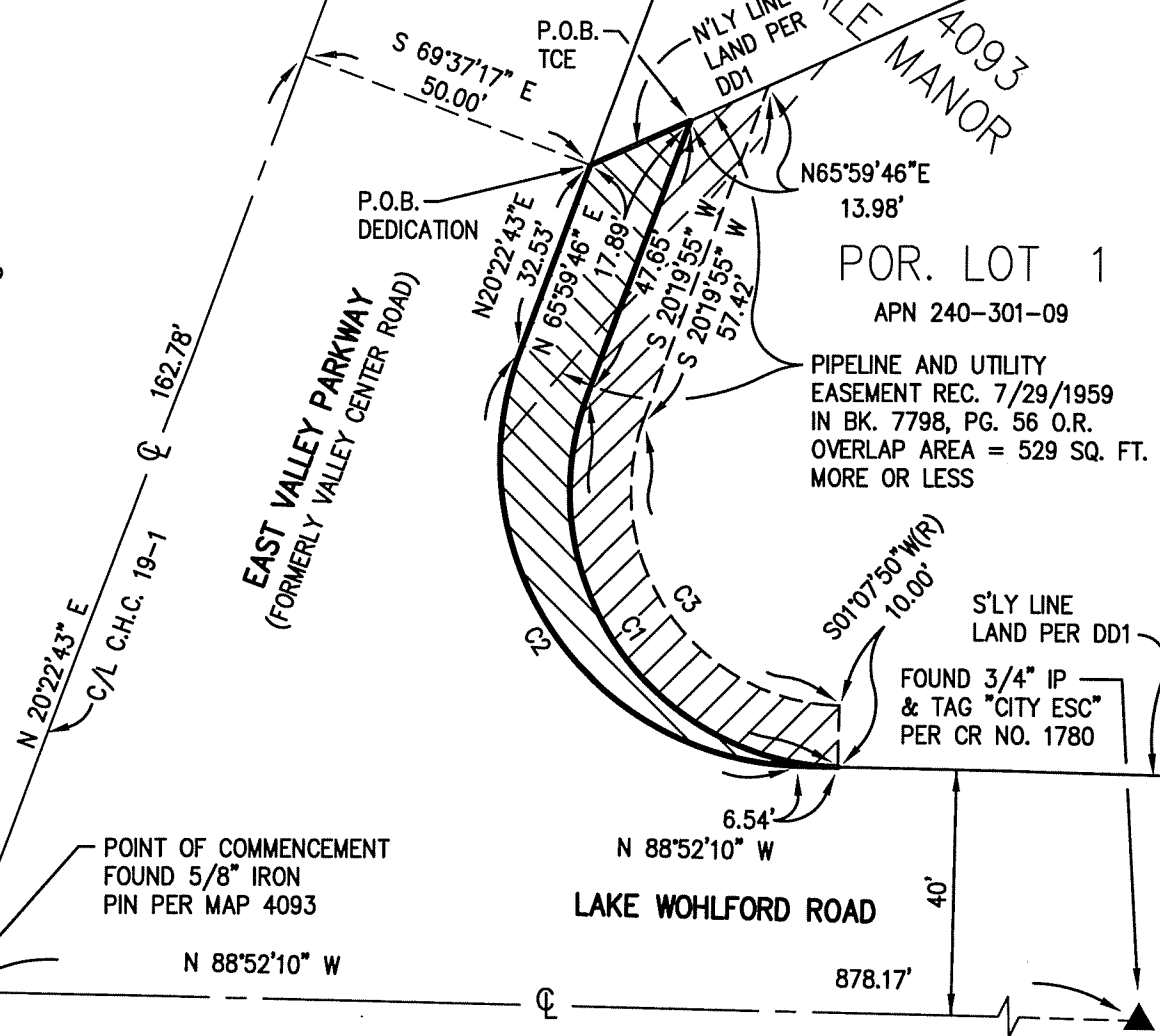
THE BEARINGS AND DISTANCES USED IN THE ABOVE DESCRIPTION ARE
BASED ON THE CALIFORNIA COORDINATE SYSTEM OF 1983, ZONE 6. MULTIPLY
DISTANCES SHOWN BY 1.00007123 TO OBTAIN GROUND DISTANCES.

SIGNATURE Michael A. Havener 3-31-2015
MICHAEL A. HAVENER DATE
PLS 7354



EXHIBIT "B"

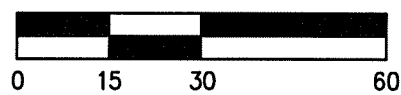
MAP 4093
 VALE MANOR



POR. LOT 1
 APN 240-301-09

PIPELINE AND UTILITY
 EASEMENT REC. 7/29/1959
 IN BK. 7798, PG. 56 O.R.
 OVERLAP AREA = 529 SQ. FT.
 MORE OR LESS

FOUND 3/4" IP
 & TAG "CITY ESC"
 PER CR NO. 1780



LEGEND

- RIGHT-OF-WAY DEDICATION
1,155 SQ. FT., MORE OR LESS
- TEMPORARY CONSTRUCTION
EASEMENT (TCE)
1,288 SQ. FT., MORE OR LESS
- P.O.B. POINT OF BEGINNING
- FOUND MON AS NOTED
- DD1 DEED TO JAUREGI, ET AL,
REC. 7/03/2012 AS DOC.
NO. 2012-0386458 O.R.

CURVE TABLE			
CURVE	DELTA	RADIUS	LENGTH
C1	109°12'05"	45.00	85.77
C2	109°14'53"	50.00	95.34
C3	109°12'05"	35.00	66.71

SHEET 1 OF 1 SHEET

REVISED BY	DATE	CITY OF ESCONDIDO	SCALE 1" = 30'
APPROVED BY	DATE		REF.
CHECKED BY MH	DATE 3-31-15	EXHIBIT "B" RIGHT-OF-WAY DEDICATION APN 240-301-09	TRACING NO.
DRAWN BY KA	DATE 9-22-14		

CITY COUNCIL

For City Clerk's Use:

APPROVED **DENIED**

Reso No. _____ File No. _____

Ord No. _____

Agenda Item No.: 9
Date: October 28, 2015

TO: Honorable Mayor and Members of the City Council
FROM: Sheryl Bennett, Director of Administrative Services
Joan Ryan, Assistant Finance Director
SUBJECT: Financial Status Report for Fiscal Year 2014/15

RECOMMENDATION:

It is requested that Council receive and file the annual financial status report for fiscal year 2014/15. In addition, Staff is requesting that Council approve the attached budget adjustment and adopt Resolution 2015-174, requesting that Council authorize the use of General Fund Reserves of \$258,340 to fund FY 2014/15 purchase order carryover requests, and to transfer \$131,000 to the Reidy Creek Golf Course to cover a year-end shortfall. Staff is also requesting Council approve a reduction in the transfer of funds to the Recreation Fund from the General Fund in the amount of \$136,000.

FISCAL ANALYSIS:

This report provides Council with the financial status of selected funds of the City for fiscal year 2014/15. The report provides an analysis of unaudited revenue and expenditure for fiscal year 2014/15 in comparison to fiscal year 2013/14 for the General Fund, the Recreation Fund, the Reidy Creek Municipal Golf Course Fund and the Water and Wastewater Funds. It also provides a cash flow report for the Escondido Successor Agency for fiscal year 2014/15. The financial highlights for each of these funds are summarized below:

The General Fund adopted a balanced annual operating budget in fiscal year 2014/15. During fiscal year 2014/15, actual revenue did not keep up with projected revenue, which resulted in a year-end deficit of approximately \$700,000. However, because actual operating expenditures came in under budget by about \$2.3 million, we were able to offset the negative revenue results and end the year with a slight deficit of about \$110,000. In addition, Staff is requesting Council approve a reduction in the transfer of funds to the Recreation Fund by \$136,000. If this request is approved, the General Fund will end the year with a slight surplus of \$26,000.

During the year-end budget process, Staff identifies purchase order commitments for goods or services that have not yet been received/expensed by budget year end. These purchase orders are then rolled over and recommitted in the current budget year. Staff is recommending that Council use

General Fund Reserves of \$258,340 to fund the following purchase order carryover requests. The current General Fund Reserve balance is \$17.3 million or 20% of General Fund Revenue.

- Replacement of failed pool filters at Washington Park. Amount requested for carryover \$29,250.
- Concrete street light poles. Amount requested for carryover \$22,940.
- Computer Aided Dispatch (CAD) System to support Dispatch, Police and Fire emergency services. Amount requested for carryover \$206,150.

The Recreation Fund adopted a balanced fiscal year 2014/15 operating budget using a transfer from the General Fund of \$220,300. They ended the year with net sources over uses of about \$136,000, leaving an available fund balance of about \$242,382 at year end. They achieved this surplus as actual expenditures were down compared to the prior year due largely to temporary positions not being filled. Staff is recommending that Council approve a reduction in the transfer of funds from the General Fund to the Recreation Fund of \$136,000, as this funding was not needed to balance their fiscal year 2014/15 operations. Recreation staff is continuing to evaluate the City's Recreation programs and activities for possible fee increases, marketing strategies, and cost-saving measures in order to balance current and future budgets.

The Reidy Creek Municipal Golf Course ended the year with an operating loss of about \$130,859. This was the results of a 15% decrease in golf rounds played at the course compared to the prior year. JC Resorts, along with City staff, will continue to evaluate operations and assess options to attract more golfers to the course and keep costs down. City staff is recommending a transfer of \$131,000 from the General Fund Reserves to cover this deficit.

The Water Fund ended fiscal year 2014/15 with net revenue from operations of \$8.4 million. This amount was down about \$500,000 compared to the prior year due to water conservation efforts. The Water Operating, Debt and Capital Reserve decreased by \$4.7 million which was the result of funding water capital projects from this Reserve. The current Reserve balance is \$12.2 million

The Wastewater Fund ended fiscal year 2014/15 with net revenue from operations of \$11.3 million. This was an increase of 2% over the prior year or about \$200,000 and was mainly due to the rate increase in March. The Wastewater Operating, Debt and Capital Reserve decreased by \$2.8 million which was the result of funding wastewater capital projects from this Reserve. The current Reserve balance is \$25.4 million.

The Escondido Successor Agency ended fiscal year 2014/15 with a cash balance of \$7.4 million. Of this amount \$6.8 million is needed to meet recognized obligation payments for the period of July 1, 2015 through December 31, 2015, which were approved by Council on February 4, 2015. The Successor Agency received sufficient funding from the Redevelopment Property Tax Trust Fund and other funding sources to meet their recognized obligation payments during the year.

In addition, some Departments exceed their budget, but it is not discovered until all expenditures are paid usually towards the end of July. The Building Maintenance Fund and Vehicle Parking District Fund exceeded their operating budgets by about \$77,000 and \$3,800, respectively. These overages were the result of increased utility costs and will be addressed during the next budget cycle.

PREVIOUS ACTION:

On March 25, 2015 and June 3, 2015, the City Council received and approved the quarterly financial report for the second and third quarters of fiscal year 2014/15.

BACKGROUND:

This year-end financial status report presents a financial update to Council concerning certain funds of the City and their year-end financial outcome. This report includes budgetary information for selected funds, along with actual revenues and expenditures for the year. In addition, it provides Council a summary of each of these funds' financial plan and whether the plan was achieved during the Year. The Council will be receiving the Escondido Comprehensive Annual Financial Report (CAFR) in December, which is prepared in accordance with generally accepted accounting principles (GAAP).

Respectfully submitted,



Sheryl Bennett
Director of Administrative Services



Joan Ryan
Assistant Finance Director



CITY OF ESCONDIDO

FOURTH QUARTER FINANCIAL REPORT

June 30, 2015

OVERVIEW

This report summarizes the City's overall financial position for the period of July 1, 2014 through June 30, 2015. While the focus of this report is the General Fund, the financial status of the Recreation Fund, the Water and Wastewater Funds, the Redevelopment Successor Agency Fund and the Reidy Creek Municipal Golf Course are included. This report is for internal use only. The figures presented here are unaudited and have not been prepared in accordance with Generally Accepted Accounting principles (GAAP).

General Fund

The General Fund ended fiscal year 2014/15 with slight deficit of about \$110,000. This news was better than expected, as we were projecting a year-end deficit of about \$753,000. These results were achieved because actual General Fund uses were under budget by about \$2.3 million, offsetting the negative results of actual General Fund sources coming in under budget by about \$1.7 million. This net effect was a favorable year-end budget variance of \$600,000, which offset the projected deficit. If Council approves the requested decrease in the transfer of funds to Recreation of \$136,000, the General Fund will end the year with a slight surplus of \$26,000. See the Recreation Fund analysis later in this report for the reason for this requested decrease.

*General Fund
Comparison of Final Budget to Actuals
As of June 30, 2015*

	FINAL BUDGET	ACTUAL
Total Sources – Note 1	\$90,511,825	\$88,838,765
Total Uses – Note 2	\$91,265,230	\$88,948,998
Total Sources over Uses	(\$753,405)	(\$110,233)
Reserve Balance		\$17,281,659

Note 1: Total Sources includes revenue, transfers in and use of unassigned and assigned fund balance.

Note 2: Total Uses includes expenditures, transfers out and advance repayments.

General Fund Revenue. General Fund total revenue was up 4% compared to the prior year or about \$3.2 million. Actual revenue came in under budget by about \$1.7 million, which was mainly due to sales tax projections. In addition, the City received one-time revenue that had not been budgeted of about \$1.5 million. This revenue came mainly from State mandated cost reimbursements for prior year claims, fire service reimbursements for strike teams, and the final disbursement of funds for the Abandoned Vehicle Abatement program.

General Fund Revenue	FY 2014/15 Budget	FY 2014/15 Actual	FY 2013/14 Actual
Sales Tax	36,763,000	33,604,138	32,277,295
Property Tax	21,917,000	22,117,837	21,224,739
Other Taxes	11,845,000	11,621,037	11,363,790
Intergovernmental	2,872,445	2,885,874	2,438,992
Permits & Fees	944,000	862,280	991,164
Fines & Forfeitures	1,040,000	1,157,264	1,184,292
Charges for Services	7,224,235	7,294,683	7,440,114
Investment & Property	3,792,725	3,606,507	3,370,552
One-Time Revenue	-	1,549,013	1,133,177
Total	86,398,405	84,698,633	81,424,115

Sales Tax. Sales Tax revenues were \$1.3 million higher than the previous year but were under budget by about \$3.2 million. This is because sales tax was projected to grow annually by 9% and actual growth was 4%. Sales tax results per quarter in fiscal year 2014/15 saw growth of 6%, 3%, 4% and 9%, respectively. The City's economic segments that contributed to this increase were new auto sales and building materials wholesale.

Property Tax. Property Tax revenues are up about 4% or \$900,000 compared to the prior year. This is because assessed value growth for Escondido in fiscal year 2014/15 was up about 5.3% compared to the prior year.

Other Taxes. Other Taxes are up about \$300,000 compared to the prior year. The majority of this increase is from franchise fees received from SDG&E. In addition, business licenses are up 2.8% and transient occupancy tax is up about 8.6% over last year.

Intergovernmental. Intergovernmental revenue increased by about \$400,000 compared to the prior year. The main reason for this increase was the prior year true-up payment received from Rincon for fire services.

Charges for Services. Charges for Services have decreased compared to the prior year by about \$200,000. These decreases are mainly from decreased paramedic revenue due to increased Medicare and Medical write-downs, the elimination of passport services, and recycled material sales were down.

General Fund Expenditures. General Fund total expenditures are up 7.2% compared to the prior fiscal year or about \$5.8 million. The significant reasons for this change include increases for negotiated union contracts, the addition of 7 full-time positions, as well as additional costs from increases in employee overhead, including PERS, workers' compensation, medical insurance and other employee benefits. Actual expenditures were under budget by about \$2.2 million with the majority of the savings coming from Public Works and General Government.

	Final Budget	FY 2014/15 Actual	FY 2013/14 Actual
General Fund Expenditures			
General Government	6,201,008	5,445,604	5,227,179
Community Services	4,498,442	4,340,788	4,272,494
Community Development	3,550,432	3,271,854	2,979,712
Public Works	10,968,370	10,465,632	9,824,653
Public Safety	60,633,603	60,454,201	56,166,466
Other Expenditures	2,828,240	2,495,784	2,240,440
Total	88,680,095	86,473,863	80,710,944

RECREATION FUND

The Recreation Fund adopted a balanced fiscal year 2014/15 operating budget using a transfer from the General Fund of \$220,300. Recreation ended the year with net sources over uses of about \$136,000, leaving an ending fund balance of \$242,382. Overall revenues were up 2% from the prior year, due to increased revenue from Fees for Services and an increase in the ASES grant amount for the after school program. Overall expenditures decreased by 7% compared to the prior year, due largely to temporarily vacant positions during the year. If Council approves a request by Staff to return \$136,000 to the General Fund for monies not needed to balance operations, the fund will have an adjusted ending fund balance of \$106,382.

Recreation Fund	Budget	FY 14/15 Actual	FY 13/14 Actual
Revenues	3,770,840	3,458,486	3,406,182
Expenditures	3,988,440	3,540,375	3,788,041
Other Sources (Uses)	217,600	217,897	78,059
Total Sources Over Uses	-	136,008	(303,800)

REIDY CREEK GOLF COURSE FUND

The Reidy Creek Golf Course Fund ended the year with a loss of \$130,859. The rounds of golf played at the course decreased 15% from the prior year. The number of golfers is decreasing annually and there are 10 competitively priced local golf courses in the area that are offering lower rates and creating price erosion. JC Resorts has changed management at the course and are continually working on marketing techniques and ideas to improve revenues on an ongoing basis. A transfer of \$131,000 is being requested to cover the year's losses.

Reidy Creek Golf Course	Budget	FY 14/15 Actual	FY 13/14 Actual
Revenues	669,910	496,461	573,346
Expenditures	656,805	627,320	633,225
Operating Income (Loss)	13,105	(130,859)	(59,879)
Other Sources (Uses)		60,000	7,937
Total Uses over Sources	13,105	(70,859)	(51,942)

ENTERPRISE FUNDS

Water Fund. The Water Fund ended fiscal year 2014/15 with net revenue from operations of \$8.4 million. This amount was down about \$500,000 compared to the prior year due to water conservation efforts. The Water Operating, Debt and Capital Reserve decreased by \$4.7 million which was the result of funding water capital projects from this Reserve. The current Reserve balance is \$12.2 million.

Water Fund	Final Budget	FY 2014/15 Actual	FY 2013/14 Actual
Operating Revenues	58,525,000	53,511,315	53,920,870
Operating Expenses	(51,256,575)	(45,173,635)	(45,058,376)
Operating Income (Loss)	7,268,425	8,337,680	8,862,494
Nonoperating Rev (Exp)	16,734,274	1,070,251	(617,118)
Transfer to Capital			
Projects and Debt Svc	(27,499,368)	(14,092,668)	(3,631,729)
Total Sources over Uses	(3,496,669)	(4,684,737)	4,613,647

The Water and Wastewater funds have set up an Operating, Debt and Capital Reserve that will be used to ensure that both funds have adequate cash reserves to meet operating, capital and debt service requirements. The monies in this reserve can be used to meet emergency cash flow requirements, fund future capital projects and provide protection from default on annual debt service payments.

Wastewater Fund. The Wastewater Fund ended fiscal year 2014/15 with net revenue from operations of \$11.3 million. This was an increase of 2% over the prior year or about \$200,000 and was mainly due to the rate increase in March. The Wastewater Operating, Debt and Capital Reserve decreased by \$2.8 million which was the result of funding wastewater capital projects from this reserve. The current Reserve balance is \$25.4 million.

FOR MORE INFORMATION

This summary report is based on detailed information generated by the City's finance department. If you have any questions or would like additional information on this report, please contact the finance department at (760) 839-4676 or visit www.escondido.org.

Wastewater Fund	Final Budget	FY 2014/15 Actual	FY 2013/14 Actual
Operating Revenues	29,605,000	31,028,972	29,413,549
Operating Expenses	(21,909,180)	(19,728,268)	(18,313,392)
Operating Income (Loss)	7,695,820	11,300,704	11,100,157
Nonoperating Rev (Exp)	(1,957,350)	(115,904)	(1,527,853)
Repayment of Advance			3,780,000
Transfer to Capital Projects and Debt Srvc	(13,520,650)	(13,981,576)	(5,200,203)
Total Sources over Uses	(7,782,180)	(2,796,776)	8,152,101

Escondido Successor Agency Fund

The Escondido Successor Agency ended the year with an ending cash balance of \$7.4 million. Of this amount \$6.8 million is committed to pay future recognized obligation payments for the period of July 1, 2015 to December 31, 2015. The Successor Agency received sufficient funding from the Redevelopment Property Tax Trust Fund (RPTTF) and other funding sources to meet their recognized obligation payments during the year.

*Escondido Successor Agency Fund
Cash Inflows & Outflows
As of June 30, 2015*

	July 2014 to June 2015
Beginning Cash Balance 7/1/2014	8,445,820
Cash Inflows	
Payments from RPTTF	8,401,417
Palomar College Settlement	462,500
Income from Investments and Property	110,856
Housing Loan Repayments	71,113
Total Cash Inflows	9,045,886
Cash Outflows	
Debt Service Payments	7,288,674
CalHFA Loan Repayment	1,765,400
ERAF Loan Repayment	694,978
Administrative Fees	298,837
Rental Property Expense	13,456
Total Cash Outflows	10,061,345
Net Cash (Outflows) Inflows	(1,015,459)
Ending Cash Balance 6/30/2015	7,430,361



**CITY OF ESCONDIDO
BUDGET ADJUSTMENT REQUEST**


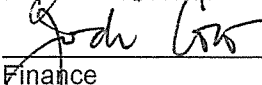
Date of Request: 10/21/2015 _____
 Department: Finance _____
 Division: _____
 Project/Budget Manager: Joan Ryan _____ x4338
 Name Extension
 Council Date (if applicable): 10/21/2015 _____
 (attach copy of staff report)

For Finance Use Only	
Log #	_____
Fiscal Year	_____
_____	Budget Balances
_____	General Fund Accts
_____	Revenue
_____	Interfund Transfers
_____	Fund Balance

Project/Account Description	Account Number	Amount of Increase	Amount of Decrease
General Fund Reserve	3007-001		258,340
Transfer In	4999-553	131,000	
Transfer Out	5999-001	131,000	
General Fund Reserve	3007-001		131,000

Explanation of Request: To fund 2014/15 General Fund carryover requests and Reidy Creek Golf Course deficit using General Fund reserves as the source of funding.

APPROVALS

	10/20/15	_____	_____
Department Head	Date	City Manager	Date
	10/20/15	_____	_____
Finance	Date	City Clerk	Date

Distribution (after approval): Original: Finance

RESOLUTION NO. 2015-174

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ESCONDIDO, CALIFORNIA, AUTHORIZING A CHANGE TO THE GENERAL FUND RESERVE BALANCE AS REQUIRED BY THE FUND BALANCE POLICY OF THE CITY TO BE USED FOR THE SPECIFIC PURPOSE OF FUNDING PRIOR YEAR COMMITMENTS

WHEREAS, the Governmental Accounting Standards Board ("GASB") has issued its Statement No. 54, Fund Balance Reporting and Governmental Fund Type Definitions, with the intent of improving financial reporting by providing fund balance categories that will be more easily understood; and

WHEREAS, the City Council of the City of Escondido has adopted Resolution No. 2012-133R, the Fund Balance Policy; and

WHEREAS, the Fund Balance Policy provides that the City Council may commit funds for specific purposes by taking formal action and these committed amounts cannot be used for any other purpose unless the City Council removes or changes the specific use through the same formal action to establish the commitment; and

WHEREAS, the City Council has determined that the General Fund Reserve balance be established at \$17,281,659; and

WHEREAS, on June 11, 2014, the City Council approved the FY 2014/15 and FY 2015/16 Two-Year Operating Budget for the General Fund; and

WHEREAS, during the operating budget year-end close process, purchase order commitments for goods and services that have not been expensed by budget year end

are allowed be rolled over and recommitted in the current budget year; and

WHEREAS, the City Budget Carryover policy allows Departments to carryover prior year budget amounts to cover prior year purchase order commitments if they receive City Manager approval for the carryover of funds and they have an available funding source; and

WHEREAS, the City Council desires at this time and deems it to be in the best public interest to provide funding from General Fund Reserves in the amount of \$258,340 to cover these prior year operating commitments contained in Exhibit "A", which is attached to this Resolution and is incorporated by this reference; and;

WHEREAS, the City Council desires at this time and deems it to be in the best public interest to provide funding from the General Fund Reserves in the amount of \$131,000 to cover the prior year shortfall from the Reidy Creek Golf Course operations;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Escondido, California, as follows:

1. That the above recitations are true.
2. That the City Council hereby establishes and approves the new balance of the General Fund at \$16,892,319 as of the date of this Resolution.
3. That \$258,340 in General Fund Reserves be used to cover prior year operating commitments contained in Exhibit "A".
4. That \$131,000 is transferred to the Reidy Creek Golf Course fund to cover the prior year shortfall.

CITY OF ESCONDIDO
 CARRYOVERS
 FY 2014-15 TO FY 2015-16

GENERAL FUND BY DEPT

Account #	Account Description	P.O. #/BA	Carryover Description	Amount Requested
PARKS				
5101-001-103	Office/Operating Supplies	35501	Replacement of pool filter - Washington Park Pool	\$ 29,250
STREETS				
5101-001-403	Office/Operating Supplies	35215	Street light poles	\$ 19,050
5101-001-403	Office/Operating Supplies	35216	Lighting and design for 8 ft. mast arms for concrete light poles	3,890
			Total	\$ 22,940
POLICE				
5209-001-500	Other capital outlay	07-07	CAD System	\$ 206,150
TOTAL GENERAL FUND CARRYOVERS				\$ 258,340



**Item No. 10: 2015/16 City Council Action Plan –
Fiscal Management -**

- No materials available



FUTURE CITY COUNCIL AGENDA ITEMS
October 22, 2015

AGENDA ITEMS AND COUNCIL MEETING DATES ARE SUBJECT TO CHANGE. CHECK WITH THE CITY CLERK'S OFFICE AT 839-4617

November 4, 2015
4:30 p.m.

PROCLAMATION
Escondido Shines
CONSENT CALENDAR
<p>Approval of CalPERS Industrial Disability Retirement for Michael DeAnda (S. Bennett)</p> <p><i>Request Council approve the Industrial Disability Retirement of Police Officer Michael DeAnda.</i></p>
PUBLIC HEARINGS
<p>Extension of an Existing Development Agreement (PHG 15-0017) (J. Petrek)</p> <p><i>The current Development Agreement between Jamie McCann and the City for the development of the ERTC will expire 12-31-15. The developer requests to continue the development agreement for another ten (10) years and proposes to provide some additional public benefit. Public improvements completed under the current agreement include street and intersection improvements.</i></p>
<p>Modification to the Master Development Plan and Precise Development Plan for a multiplex theater at Westfield North County Mall (PHG 15-0026) (J. Petrek)</p> <p><i>Westfield obtained Council Subcommittee approval on August 12, 2015, to expedite a BEZ proposal for a new movie theater directly to City Council. The theater will be located to the rear of the mall and will displace 202 parking spaces, though the mall will still exceed its minimum parking requirement.</i></p>
CURRENT BUSINESS
<p>Sale of 165 East Lincoln Avenue to Frank Turlo (J. Masterson/D. Lundy)</p> <p><i>This amendment will serve to increase the area to be purchased by 6,785 square feet and \$3,392.50, which land area is desired by the Buyer and is surplus to the City's needs. In order to sell the property, the right-of-way must first be vacated and the new close of escrow stated in this proposed amendment will be amended to thirty days following completion of the Street Vacation process by the County of San Diego.</i></p>

November 4, 2015
Continued

CURRENT BUSINESS Continued

Reallocation of Kit Carson Park Capital Improvement Project Funds
(G. Mitchell/L. McKinney)

There are a variety of capital projects in the City's sports parks, such as concession stands, the Kit Carson Park hockey arena, and the back stops for the Adult softball fields that are in critical need of repurposing, improving, and/or in need of new equipment. The funds from the Play Equipment and Field Master Plan are sufficient to cover the costs for the projects with matching funds and labor from the various sports leagues and clubs.

Future Agenda Items (D. Halverson)

November 11, 2015
No Meeting (Veterans Day)

City Manager's **WEEKLY UPDATE** to City Council

October 21, 2015

ECONOMIC DEVELOPMENT

- On Friday, October 23, the Kit Carson Invite Cross Country meet will take place in Kit Carson Park. There will be a total of 43 High School teams from all over San Diego County competing at this race. There will be Varsity, Jr. Varsity and Freshman races for both Boys and Girls. Teams will be dropped off and picked up near the El Arroyo picnic areas.
- This weekend, October 24 & 25, Triple Crown will host one of its larger Regional tournaments at Kit Carson Park. The Fireworks girls fast pitch tournament brings in teams and families from all over the Western region of the United States. Teams are playing for a \$2,000 entry fee for the summer Triple Crown World Series. Kit Carson will see 100 teams in the 18u divisions with a total of 100 games played. We can expect around 800 families in the Kit Carson Park area over the weekend. Teams will be dining, shopping, and lodging in the local area.

SPECIAL EVENTS

- **ZOMBIE FOOD TRUCK FESTIVAL**

Saturday, October 24, 1-7 p.m. in Grape Day Park, Free Admission

Several of San Diego top Gourmet Food Trucks will be serving up some of their scary-good signature dishes, along with some zombie specials. Zombies who are 21 and older can relax in the ZOM-BEER Garden from 1-6 p.m. The festival also will have an arts and crafts marketplace, live music, zombie make up tent and a kid's zone.

Zombie Walk: At 5:00 p.m. zombies will take to the streets of Escondido for the "When Zombies Invade Escondido" Walk. This will be memorable for spectators and participants alike.

For more information please visit: <http://visitescondido.com/4590/zombie-food-truck-festival/>

- For information about other activities taking place in Escondido, please visit www.visitescondido.com

NEW UTILITY BILL PAYMENT OPTIONS

The City has transitioned its Utility Billing web payments to a third party host. This will give customers more options including:

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- Setting up and maintaining their own selected user ID and password combination.
- Storing multiple sets of payment information for future visits.
- Scheduling a payment to be applied on a future date of the customer's choosing.
- Allowing automatic payment of the balance due each month via bank account debit (ACH) or credit card.
- Paying by check (e-check).

Information about the change will be sent out with upcoming water bills.

COMMUNITY DEVELOPMENT

Planning:

Major Projects Update:

1. Oak Creek (NUW) – *No change from the following update reported last week:* A LAFCO hearing for the annexation of the property was held on October 5, 2015. Staff made a presentation at the meeting emphasizing the City's support for the project and opposition to the potential expansion of the annexation boundary to include an additional segment of Hamilton Road. The LAFCO Board unanimously approved the annexation without including the Hamilton Road segment as requested by staff.
2. Amanda Estates (NUW) – *No change from the following update reported last week:* LAFCO approved the reorganization (annexation) at their meeting on August 3, 2015.
3. Centerpointe 78 Commercial – The public review period for the Draft Environmental Impact Report (EIR) ended September 28, 2015. Final edits are being made on the EIR and the project is tentatively scheduled for Planning Commission consideration on November 10, 2015. The Draft EIR is available at the following link:
<http://www.escondido.org/centerpointe-78-commercial-project.aspx>
4. Pradera - Grading is underway. Staff is reviewing improvement plan and the final map submittals as well as the precise grading plans. The Building Division has issued building permits for three, two-story model homes. A fourth single-story unit will be marketed with this development, but no model home for the single story unit will be constructed.
5. Zenner – *No change from the following update reported last week:* The annexation was approved by LAFCO on Sept. 14, 2015.
6. Stella Park Condominiums – This Planned Development is located at 2516 S. Escondido Blvd. The applicant is pursuing selection of consultants for preparation of numerous technical studies (including a Water Quality Technical Report) and the CEQA document which is anticipated to be a mitigated negative declaration. Staff is providing information regarding existing conditions to include in the environmental review

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analysis. Design review of the project site plan, architecture and landscaping have been conducted by staff with comments provided to the applicant.

7. Wohlford – Staff is reviewing revised submittals and technical reports from the applicant in response to the letter identifying necessary submittals to continue processing. A Specific Alignment Plan for Bear Valley Parkway detailing the roadway is under review. The Request for Qualifications for consultant preparation of an EIR will be released when the application is deemed as complete. Tribal consultation meetings have been completed. Staff issued a Request for Qualifications to several consulting firms to solicit bids for preparing the EIR.
8. Latitude II – *No change from the following update reported last week:* The project was approved by the City Council on August 19, 2015. The applicant has informed staff that grading plans will be submitted by mid-October and will reflect the provisions of the new storm water regulations. Architectural plans are proposed for submittal by mid-November.
9. Shea Homes (Tract 932) – *No change from the following update reported last week:* Staff approved the substantial conformance determination for the revised tentative map for the 179-lot residential subdivision known as Hidden Valley Ranch. Staff continues to coordinate with the applicant on the proposed grading plan. The Precise Plan application was submitted on Aug. 6, 2015; additional information is needed to complete the application. The applicant is pursuing purchase of mitigation credits at Daley Ranch, and pursuing acquisitions needed for offsite improvements.
10. Safari Highlands – *No change from the following update reported last week:* Engineering is finalizing a contract with a consultant to perform as an extension of staff for engineering services. The applicant has selected a consultant to prepare a draft Municipal Services Review and Sphere of Influence (SOI) update. Staff met with representatives from the City of San Diego to discuss their concerns regarding the proposed improvements to Zoo Road for emergency access. A public agency scoping meeting was held September 24th to discuss the scope of the EIR; attendees included school district representatives and members of the public. A community meeting was held on October 5, 2015, and attended by approximately 80 persons.
11. Felicita Development, LLC - *No change from the following update reported last week:* The proposed planned development includes the phased development of a 140-unit hotel, an 80-unit extended stay hotel, a 120-bed assisted living facility and a gas station and car wash located at the southeast corner of Felicita Rd. and Gamble Lane. Additional technical analysis and coordination is needed to address traffic, biology, water and sewer service, geotechnical and storm water concerns, along with a market study for the proposed uses. A letter addressing items and technical studies needed to complete the application has been sent. Staff is coordinating with the applicant regarding a date for a neighborhood meeting for late October or early November.
12. Escondido Disposal Inc. – The CUP modification to expand the existing facility was approved by the Planning Commission on August 25, 2015. The project has completed its second post-approval plan check and staff comments have been sent regarding the grading and landscape plans. The County has notified the City that the applicant has made their application to the State permitting agency.

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13. Westfield Theater –The Economic Development Subcommittee authorized expedited processing of the modification to the planned development for the proposed 10-auditorium movie theater. A draft Mitigated Negative Declaration was released on September 28, 2015 for a 20-day public review period and no comments were received. The project will bypass the Planning Commission and will be directly considered by the City Council tentatively scheduled for November 4, 2015.
14. Paseo Escondido – *No change from the following update reported last week:* The Phair Company application for a mixed-use planned development for the property at the southwest corner of Ash Street and Washington Ave. (currently owned by the City) is under review. The proposed project consists of 26 one-bedroom and 96 two-bedroom apartments (122 units total) in three four-story buildings, and two 5,000 SF commercial buildings (10,000 SF total) oriented around an outdoor plaza. Additional submittals required to complete the application.
15. High Pointe (Palos Vista Neighborhood 3) – *No change from the following update reported last week:* Staff has prepared a bond and fee letter based on the proposed grading and landscape plans, and has sent it to the applicant.
16. Valiano (County Project) – A sewer agreement between the City and Valiano's developer is nearly completed and will be presented for council consideration shortly. Engineering staff met with the applicant to discuss mitigation measures that could include construction of traffic improvements to address anticipated traffic distribution on City streets.
17. Springhill Suites – Building plans were submitted for this planned development at 300 La Terraza Drive involving 4 stories, 105 suites, a small conference room and an enlarged lobby for serving continental breakfast. Grading and landscaping plans were submitted involving the hotel site and the parking lot of the adjacent property for review on September 9, 2015 and department comments are being finalized.
18. Del Prado (former Woody's site) – *No change from the following update reported last week:* The project involves a Planned Development containing 113 attached residential townhomes, recreational facility, pool, and open space areas located at the southwestern corner of Brotherton Road and the Centre City Parkway frontage road. A formal application was submitted on September 10, 2015, and a letter detailing additional comments and submittal requirements was forwarded to the applicant.
19. BMW Dealership – A Precise Plan application to expand the existing dealership showroom an additional approximately 4,000 square feet and enhance the building façade at 1557 Auto Park Way was approved by the Planning Commission on October 13, 2015. Building plan check comments have been provided to the applicant and staff is waiting for resubmittal.
20. Solutions for Change A Planned Development application for 33 affordable multi-family units was approved by the Planning Commission on October 13, 2015 and tentatively for City Council hearing on November 18, 2015.
21. Escondido Auto Park Association – *No change from the following update reported last week:* The association is proposing to upgrade the existing electronic message sign along I-15. On September 23, 2015, the Economic Development Subcommittee considered a request by the association to enter into an agreement with the City for

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reimbursement of a portion of the cost of the upgraded sign and expressed support for a five-year agreement based on anticipated public benefit of additional sales tax revenue. Staff is developing a draft agreement for consideration by the Auto Park Association and will then bring it to the full Council for consideration.

22. 701 San Pasqual Valley Rd – *No change from the following update reported last week:*

An application has been submitted for a 19-lot single family clustered residential subdivision and planned development on a 7.2 acres site also addressed as 1201 E. 5th Ave. (formerly Tract 898). The application is under review and a letter detailing additional comments and submittal requirements was forwarded to the applicant.

Building Division:

1. The Building Department issued a record 91 permits for the week with a total valuation of \$1,128,141.
2. 37 photovoltaic permits were issued for the week. Building has issued 1,034 solar permits so far this year compared to 581 issued at the same time last year.
3. Building inspectors and counter staff had a very busy week with inspections averaging 31 inspections per day with 35 inspections on Friday and counter contacts averaging 41 per day with 26 on Friday.
4. In addition to the expedited solar permitting now available, residential roof top solar projects that qualify to be expedited, can be accepted electronically through e-mail. More information is provided on the city's website.
5. The 76-unit condominium complex at 2412 S Escondido Blvd has received framing inspection on all 4 buildings.
6. The Meadowbrook Village three-story apartment building has received underground utility and foundation inspection approval for the underground parking area.
7. Permits were issued for the three models at the Pradera single family dwelling development near Lehner and Ash St.
8. Plans were submitted for two three-story office buildings on Citracado Pkwy.
9. Plans were submitted for the addition of shelter space at the Interfaith facility at 550 W Washington Ave.

Code Enforcement:

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1. As of October 19, the total number of open code enforcement case are 359 cases, with a backlog of an additional 59 cases not yet opened for assignment and investigation. During the prior week, 15 new cases were opened, and 51 cases were closed. A total of 92 illegal signs were confiscated in the field. No Public Records Requests (PRR) were processed, for a total of 91 PRRs processed this year to date.
2. A new Code Enforcement Officer started employment with the City on October 5th. A second Code Enforcement Officer is completing the hiring process and is anticipated to commence employment within the next two weeks. Recruitment is anticipated for an additional officer in the next several months. Additionally, interviews are being conducted this week for a Code Enforcement Assistant to assist with the backlog.
3. Last week the Business License Division received 25 new applications and 108 renewals, and issued 38 new licenses.

CAPITAL IMPROVEMENTS

FY 2014-2015 Maintenance Project:

No change from the following update reported last week: The striping contractor is actively reapplying striping and roadway legends throughout the project limits.

Future Development

During its October 8, 2015 meeting, the Transportation and Community Safety Commission approved the addition of radar speed signs for traffic calming on Gamble St. between El Norte Pkwy and Lincoln Ave. A resident testified with concerns about vehicles failing to yield to pedestrians crossing at Lincoln Ave and Escondido Blvd. City staff is working with the School District and COMPACT to set up a walk audit and to further evaluate the parent's concerns. The Escondido Police Department has been asked to conduct enforcement during morning peak and afternoon release hours.

Private Development

Bear Valley Parkway between Boyle Avenue and San Pasqual Valley Road (County Project):

The transfer of traffic to the new easterly portion of Bear Valley Parkway was successful this past week. Video camera detection was added on Thursday night to help with the management of traffic at the Bear Valley Parkway / HWY 78 intersection. Crews are working on extending new service laterals between Suburban Hills Drive and Idaho Drive.

2412 South Escondido Boulevard:

No change from the following update reported last week: On site construction of new homes is continuing this week.

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Pradera - Lennar Communities:

The asphalt paving was completed on Wagon Wheel Court which is the model home street located off of Lehner Avenue. The foundation excavation has begun on the 3 new model homes.

- The 3rd submittal review of the Street "D" Street Improvement plans was returned to the engineer on October 14th with very minor corrections. The bonding for this same work was submitted and forwarded to the City Attorney's Office for approval on October 12th.
- The 3rd submittal of the Final Maps for both Street "D" and "E" came in on October 15th and the review of these final maps is expected to be completed by the end of October.

Private Development –Current Plan Review

La Terraza Springhill Suites by Marriott Hotel:

No change from the following update reported last week: This project is a 4 story, 105-room hotel and will be built on one of the last north end lots of the La Terraza Corporate Center.

- The first submittal of the grading, landscaping, and improvement plans for a traffic signal for the project entrance off La Terraza Blvd. together with various studies and reports came in September 30th and this 1st review should be completed this week and returned to the applicant's engineer.

Escondido Disposal Inc. Expansion Master Plan:

No change from the following update reported last week: This project is a 4+ phase project to expand EDI's current operations into the former Golfcraft property to the north fronting on Mission Ave. The overall expansion will allow EDI to meet State recycling requirements and produce biogas for their own electricity or CNG use, but will not increase the daily or annual trash throughput capacity allowances.

- The 2nd submittal of the Grading and Improvements plans and various studies came in on October 16th and the review of these plans is expected to be completed by the 1st week of November.

Ford and Hyundai Dealership Reconstruction:

This project is a multi-phase Reconstruction of the Ford and Hyundai dealerships under same ownership and includes the addition of a car washing building/facility.

- The 2nd submittal of the Grading Plan for all construction phases of both dealerships came in on September 25th and should be completed and returned to the applicant's engineer this week.

Trafalgar Square Redevelopment – Aldi Supermarket

This project is a redevelopment of an existing commercial center on E. Valley Parkway with 2 rear buildings being removed to make way for a new Aldi Supermarket.

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- The 1st submittal of the Grading and Improvement plans, and the WQTR was returned to the applicant's engineer last week.
- A CLOMR-F has been filed with FEMA and is awaiting approval. The property lies in a flood zone and the finish floor of the new Aldi Supermarket must be verified to be above base flood elevation.

Tract 932 – Canyon Grove (Hidden Valley Ranch):

This project is a 179 lot residential subdivision located at the end of Vista Ave. and Vista Verde Dr. and will connect them when developed. Shea Homes has acquired this project and continues to process the final engineering.

- The 1st review of the Final Map was completed October 14th.
- The 2nd submittal of the Rough Grading and Onsite Improvement plans came in on October 12th, and the review of these plans is expected to be completed by the end of October.
- The 2nd review of the offsite street improvement plans for the ultimate improvements of the Vista Ave. & Ash St. intersection were completed and returned to the engineer last week. The County is heavily involved in the review of these plans also.
- The 1st reviews of the 3 offsite Traffic Signal plans (intersections of El Norte Pkwy & Vista Verde Dr., Ash St. & Sheridan Ave., and Vista Ave. & Ash St.) were returned to the engineer the first week of August. All 3 intersections require compliance with ADA standards and we are scheduled to meet with Shea Homes in the field to determine what impact ADA will have on existing improvements

PUBLIC SAFETY

Police:

Incidents

- On 10/11/2015, officers were dispatched to 1400 block of El Cielo Lane regarding suspicious activity. The reporting party had advised that two males had parked a white Toyota Rav-4 with paper plates in front of his residence and walked away. Officers arrived on scene and conducted a records check of the vehicle's VIN which showed the vehicle had been stolen out of San Marcos. Officers located one of the males on the corner of El Norte Pkwy and Nutmeg St. The suspect was in possession of the vehicle's keys and was identified in a curbstome lineup.
- On 10/11/2015, Sheriff's Deputies located a stolen vehicle in Valley Center. The vehicle fled and deputies pursued it down Lake Wolford Rd. and into Escondido. The pursuit was terminated and the vehicle continued north on Rose where it sheared off a fire hydrant and came to rest. The occupant(s) fled east into the 1600 block E. Washington Ave.

Events

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- On 10/13/2015, Lt. Owens, CSO Gruning and Officers Bellamy, Villanueva, P. McCollough, Boylan, R. Martinez, Laux and Mougier participated in a personal bedside visit day at Children's Hospital. This is the kick off for the San Diego Regional Law Enforcement Teddy Bear Drive. For questions or donations of new huggable sized stuffed animals, please contact Crime Prevention Officer, Bobbi Akans at 760-839-4425 or email at rakans@escondido.org.



- On 10/15/2015, Representatives from the City's 18 neighborhood groups met at Police and Fire Headquarters for a Leadership Forum. Assistant Chief Bob Benton welcomed the group and led a tour of the building.



Fire:

- San Diego County/Cal-Fire has acquired its third firefighting helicopter. Copter 11 will join Copter 10 and 12 already in service and will be assigned to Gillespie field. This helicopter will be used primarily to backfill the other two helicopters when they go out of

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service for repairs and maintenance. This valuable resource will increase the air support capability throughout the region in the event of a large scale incident.

- The Escondido Fire Department is the proud host of a Rapid Intervention Crew (RIC) drill for all of North San Diego County next week. The drill is designed to work on the skills needed to search for a lost or trapped firefighter in a zero visibility hostile environment. We expect to train over 60 fire engines with 200 firefighters over the three-day training event.
- A Command and Control Center has been established in the EOC on the third floor of the Police and Fire Headquarters. The Command and Control center uses the existing computers with specialized software and equipment to run video based fire scenarios. The center allows Fire Captains and Chief Officers to gain knowledge and experience through repetition in a non-hazardous environment to perfect the skills necessary to manage the highly dynamic emergency incident scene.

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